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Regulations

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[Quarantine 72]

PART 301—DOMESTIC QUARANTINE NOTICES

WHITE-FRINGED BEETLE QUARANTINE

Introductory note. This revision of the quarantine and regulations is made primarily for the purpose of extending the regulated areas to include additional areas in which white-fringed beetle infestations have been located. New counties, parts of which are included for the first time, are: Coffee County, Alabama, and Bladen, Robeson, and Union Counties, North Carolina. Minor additions to the regulated area have been made in several other counties of Alabama, Florida, Mississippi, and North Carolina. No change in the regulated area of Louisiana is made by this revision. This revision also places under regulation, straw, plant crowns or roots for propagation, and uncleaned grass, grain, and legume seed.

Notice of Determination of the Secretary of Agriculture

The Secretary of Agriculture has determined that it is necessary further to revise the white-fringed beetle quarantine and regulations supplemental thereto which were last revised effective November 25, 1944, 7 C. F. R., 1944 Supp., 301.72; B. E. P. Q.—Q. 72, in order to place under regulation additional areas found to be infested with white-fringed beetles and to make other modifications. The quarantine and regulations are therefore hereby revised to read as follows:

- Sec.
- 301.72 Notice of quarantine.
- 301.72-1 Definitions.
- 301.72-2 Regulated areas.
- 301.72-3 Articles under regulation.
- 301.72-4 Conditions governing interstate movement of regulated articles.
- 301.72-5 Conditions governing the issuance of certificates and permits.
- 301.72-6 Assembly of regulated articles for inspection.
- 301.72-7 Cancellation of certificates or permits.
- 301.72-8 Cleaning of freight cars, trucks and other vehicles.

Sec.
301.72-9 Shipments for experimental or scientific purposes.

Authority: §§ 301.72 to 301.72-9, inclusive, issued under section 8 of the Plant Quarantine Act of August 20, 1912, as amended, 37 Stat. 318, 39 Stat. 1105, 44 Stat. 220; 7 U.S.C. 1940 ed. 161, and the Insect Pest Act of March 3, 1905, 7 U.S.C. 141, 143.

§ 301.72 *Notice of quarantine.* Under the authority conferred by section 8 of the Plant Quarantine Act of August 20, 1912, as amended, and having held the public hearing required thereunder, the Secretary of Agriculture quarantines the States of Alabama, Florida, Louisiana, Mississippi, and North Carolina to prevent the spread of dangerous infestations of introduced species of the genus *Pantomorus*, subgenus *Graphognathus*, commonly known as white-fringed beetles, and under authority contained in the aforesaid Plant Quarantine Act and the Insect Pest Act of March 3, 1905, the Secretary of Agriculture prescribes regulations: *Provided*, That the restrictions of this quarantine and of the regulations supplemental hereto may be limited to such areas, within the quarantined States, as are now or may hereafter be designated by the Secretary of Agriculture as regulated areas, adequate, in his judgment, to prevent the spread of the white-fringed beetles, except that any such limitation shall be conditioned upon the affected State or States providing for and enforcing the control of the intrastate movement of the regulated articles under the conditions which apply to their interstate movement in the provisions of the Federal quarantine regulations currently existing, and upon their enforcing such control and sanitation measures with respect to such areas or portions thereof as, in the judgment of the Secretary of Agriculture, shall be deemed adequate to prevent the intrastate spread therefrom of the said insect infestation. Hereafter the following articles shall not be transported by any person, firm, or corporation from any quarantined State into or through any other State or Territory or District of the United States, under conditions other than those prescribed herein or in regulations supplemental hereto or in amendments or modifications thereof, viz (a) live white-fringed beetles in any stage of development; (b) soil independ-

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NOTICE

1944 Supplement

The following books of the 1944 Supplement to the Code of Federal Regulations are now available from the Superintendent of Documents, Government Printing Office, at \$3 per copy:

Book 1: Titles 1-10, including Presidential documents in full text.

Book 2: Titles 11-32.

A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

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¹ Appears under Treasury Department in Notices Section.

ently or in connection with nursery stock, plants, or other things; (c) nursery stock and other stipulated plants or plant products; and (d) other articles as stipulated in § 301.72-3: *Provided*, That whenever, in any year, the Chief of the Bureau of Entomology and Plant Quarantine shall find that facts exist as to the pest risk involved in the movement of one or more of the articles to which

the regulations supplemental hereto apply, making it safe to modify, by making less stringent, the restrictions contained in any such regulations, he shall set forth and publish such finding in administrative instructions, specifying the manner in which the applicable regulations should be made less stringent, whereupon such modification shall become effective, for such period and for such regulated area or portion thereof as shall be specified in said administrative instructions, and every reasonable effort shall be made to give publicity to such administrative instructions throughout the affected areas.

MEANING OF TERMS

§ 301.72-1 *Definitions*—(a) *The pests.* Species of the genus *Pantomorus*, subgenus *Graphognathus*, commonly known as white-fringed beetles, in any stage of development.

(b) *Regulated area.* Any area in a quarantined State which is now, or which may hereafter be, designated as regulated by the Secretary of Agriculture in accordance with the provisions of § 301.72, as revised.

(c) *Regulated articles.* Products or articles of any character whatsoever, the interstate movement of which is regulated by the provisions of the white-fringed beetle quarantine, and the regulations supplemental thereto.

(d) *Nursery stock.* Forest, field, and greenhouse-grown annual or perennial plants, for planting purposes.

(e) *Inspector.* Duly authorized Federal plant-quarantine inspector.

(f) *Certificate.* An approved document issued by an inspector for use on individual containers of regulated articles, authorizing their movement from the regulated areas.

(g) *Master permit.* An approved document issued by an inspector for use with bulk shipments of regulated articles by rail or road vehicle, authorizing their movement from the regulated areas.

(h) *Limited permit.* An approved document, issued by an inspector, to allow controlled movement of noncertified articles to designated and authorized destinations for processing or other regulated handling.

(i) *Administrative instructions.* Documents issued by the Chief of the Bureau of Entomology and Plant Quarantine relating to the enforcement of the quarantine.

(j) *Infested or infestation.* Infested by white-fringed beetles, in any stage of development. (See (a) above.)

(k) *Infested area.* That portion of the regulated area in which infestation exists, or in the vicinity of which infestation is known to exist under such conditions as to expose the area to infestation by natural spread of beetles, as determined by an authorized inspector.

AREAS UNDER REGULATION

§ 301.72-2 *Regulated areas.* The following counties, parishes, cities, and towns, or parts thereof, as described, are designated by the Secretary of Agriculture as regulated areas:

ALABAMA

Baldwin County: Sec. 31, T. 7 S., R. 4 E.; secs. 35 and 36, T. 7 S., R. 3 E.; secs. 1, 2, 11,

and 12, T. 8 S., R. 3 E.; and secs. 6 and 7, T. 8 S., R. 4 E.

Coffee County: All that part of T. 3 N., R. 20 E., lying in Coffee County.

Conecuh County: W½ T. 5 N., R. 9 E.; and those parts of Tps. 4 and 5 N., R. 7 E., Tps. 6 and 6 N., R. 8 E., and W½ Tps. 6 and 7 N., R. 9 E., lying in Conecuh County.

Covington County: Secs. 30 and 31, T. 2 N., R. 18 E.; S½ T. 2 N., R. 17 E.; E½ T. 1 N., R. 15 E.; Tps. 1 N., Rs. 16, 17 and 18 E., and all area south thereof to the Alabama-Florida State line; secs. 10, 11, 14, and 15, T. 3 N., R. 18 E.; and all the town of Opp.

Crenshaw County: Secs. 27, 23, 23, 30, 31, 32, 33, and 34, T. 9 N., R. 18 E.; and secs. 3, 4, 5, and 6, T. 8 N., R. 18 E.

Dallas County: That area included within a boundary beginning on the Southern Ry. where it crosses Bougechitto Creek; thence SW. along the Southern Ry. to Calne Creek; thence SE. along Calne Creek to its intersection with Bougechitto Creek; thence northward along Bougechitto Creek to the starting point; all of Tps. 13 and 14 N., R. 11 E.; and secs. 1, 12, 13, 24, 25, and 30, T. 14 N., R. 10 E.

Escambia County: Secs. 1, 2, 11, 12, 13, 14, 32, 33, and 34, T. 1 N., R. 8 E., including all the town of Flomaton; and the N½ Tps. 3 N., Rs. 6 and 7 E.

Geneva County: Secs. 31, 32, and 33, T. 1 N., R. 19 E., and all area south thereof to the Alabama-Florida State line, including all of secs. 21 and 23, T. 6 N., R. 19 W.; and all that part of T. 3 N., R. 20 E., lying in Geneva County.

Lowndes County: W½ T. 14 N., R. 12 E.

Mobile County: That area included within a boundary beginning at the intersection of the Mobile River and the northern boundary of the S½ T. 3 S., R. 1 W.; thence west along said northern boundary to Eight Mile Creek; thence southwesterly along Eight Mile Creek to the point of intersection with the range line between Rs. 1 and 2 W.; thence south along said range line to the Mobile city limits at Bolton's Creek; thence following the Mobile city limits easterly to Mobile Bay; thence north along Mobile Bay and Mobile River to the starting point; and all of Blakeley, Pinto, and Ship Islands; also that part of T. 5 S., R. 2 W., lying south of Halls Mill Creek; all of T. 6 S., R. 2 W., except secs. 25, 26, 27, 34, 35, and 36; those parts of Tps. 6 S., Rs. 3 and 4 W., lying south of the old Pascagoula Road; N½ T. 7 S., R. 4 W.; and secs. 4, 5, 6, 7, 8, and 9, T. 7 S., R. 3 W.

Monroe County: S½ T. 5 N., R. 6 E.; NE¼ T. 5 N., E½ Tps. 6, 7, 8, and 9 N., and SE¼ T. 10 N., R. 7 E.; Tps. 7, 8, and 9 N., and S½ T. 10 N., R. 8 E.; W½ T. 8 N., all of T. 9 N., and S½ T. 10 N., R. 9 E.; those parts of Tps. 3 and 4 N., R. 6 E., T. 4 N., and S½ T. 5 N., R. 7 E., Tps. 5 and 6 N., R. 8 E., and W½ Tps. 6 and 7 N., R. 9 E., lying in Monroe County.

Wilcox County: N½ T. 10 N., and all of T. 11 N., R. 9 E.; N½ T. 10 N., R. 8 E.; NE¼ T. 10 N., R. 7 E.; and NE¼ T. 10 N., R. 10 E.

FLORIDA

Escambia County: All that part lying south of the northern boundary of T. 1 N., including all of the city of Pensacola, and that part of the county north of the southern boundary of T. 5 N., and east of the western boundary of R. 31 W.

Okaloosa County: T. 5 N., R. 22 W., and secs. 1, 2 and 3, T. 5 N., R. 23 W., and all lands north of both areas to the Florida-Alabama State line; secs. 7, 8, 9, 16, 17, 18, 19, 20, and 21, T. 3 N., R. 23 W., including all of the town of Crestview; and secs. 13, 14, 23, and 24, T. 3 N., R. 24 W.

Walton County: Tps. 5 N., Rs. 20 and 21 W.; and secs. 31, 32, and 33, T. 6 N., R. 19 W., and all lands north of both areas to the Florida-Alabama State line; Tps. 4 N., Rs. 19 and 20 W., and that portion of T. 3 N., R. 20 W., lying north of U. S. Highway 90.

LOUISIANA

All of Orleans Parish, including the city of New Orleans, and all of St. Bernard Parish.

Iberia Parish: Secs. 24, 37, 38, 39, 53, 55, and 56, T. 13 S., R. 5 E.; and secs. 46, 55, 56, 57, 59, 60, and 61, T. 13 S., R. 6 E.

Jefferson Parish: That part lying north of the township line between Tps. 14 and 15 S.

Plaquemine Parish: That part lying north of the township line between Tps. 15 and 16 S.

Saint Tammany Parish: Secs. 23, 33, and 42, T. 7 S., R. 11 E.; and secs. 40 and 41, T. 8 S., R. 11 E.

Tangipahoa Parish: Secs. 32, 33, and 50, T. 3 S., R. 7 E.; secs. 4, 5, 8, 9, 10, 50, and 54, T. 4 S., R. 7 E., including all the town of Amite.

MISSISSIPPI

Covington County: W½ T. 8 N., R. 14 W., and all of T. 8 N., R. 15 W.; S½ Tps. 8 N., Rs. 16 and 17 W.; N½ T. 7 N., R. 16 W., and that part of N½ T. 7 N., R. 17 W., lying in Covington County; T. 7 N., R. 15 W.; E½ T. 6 N., R. 15 W.; W½ T. 6 N., R. 14 W.; secs. 23, 23, 30, 31, 32, and 33, T. 7 N., R. 14 W.; also those parts of NW¼ T. 9 N., R. 16 W., and NE¼ T. 9 N., R. 17 W., lying in Covington County.

Forrest County: T. 5 N., R. 14 W.; S½ T. 5 N., R. 13 W., and that part of N½ T. 5 N., R. 13 W., lying west of Leaf River; Tps. 3 and 4 N., R. 13 W.; and those parts of Tps. 3 and 4 N., R. 12 W., lying west and south of Leaf River; Tps. 1 and 2 N., R. 12 W.; T. 1 S., R. 12 W.; and E½ T. 1 S., R. 13 W.

Hancock County: Secs. 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36, T. 5 S., R. 14 W.; and Tps. 8 and 9 S., R. 14 W., including all the town of Bay Saint Louis.

Harrison County: That area included within a boundary beginning at the NE. corner sec. 30, T. 4 S., R. 10 W.; thence west along the county line to the NW. corner sec. 30, T. 4 S., R. 12 W.; thence south to the NE. corner sec. 1, T. 5 S., R. 13 W.; thence west to the NW. corner sec. 2, T. 5 S., R. 13 W.; thence south to the NE. corner sec. 27, T. 7 S., R. 13 W.; thence west to the county line or the NW. corner sec. 30, T. 7 S., R. 13 W.; thence south to the Mississippi Sound; thence eastward along the Mississippi Sound to a point of intersection with the Bay of Biloxi; thence westward along the Bay of Biloxi to the SE. corner sec. 16, T. 7 S., R. 9 W.; thence north along the county line to the NE. corner sec. 33, T. 6 S., R. 9 W.; thence west to the NW. corner sec. 32, T. 6 S., R. 10 W.; and thence north to the point of beginning.

Hinds County: E½ T. 6 N., R. 3 W.; and W½ T. 6 N., R. 2 W.

Jackson County: That area included within a boundary beginning at a point where the east line of sec. 19, T. 7 S., R. 5 W., intersects Escatawpa River; thence west along said river to the Pascagoula River; thence south along the Pascagoula River to the township line between Tps. 7 and 8 S.; thence east to the SE. corner sec. 31, T. 7 S., R. 5 W.; thence north to the starting point; all that portion of T. 7 S., R. 9 W., lying in Jackson County, and W½ Tps. 7 and 8 S., R. 8 W.

Jefferson Davis County: Secs. 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36, T. 8 N., R. 19 W.; NE¼ T. 7 N., R. 19 W.; secs. 6, 7, and 18, T. 7 N., R. 18 W., including all the town of Prentiss; S½ T. 8 N., R. 18 W.; and that part of N½ T. 7 N., R. 17 W., lying in Jefferson Davis County.

Jones County: That part of T. 10 N., R. 11 W., lying in Jones County, except secs. 24, 25, and 36; those parts of Tps. 10 N., Rs. 12 and 13 W., lying in Jones County; all of Tps. 9 N., Rs. 12 and 13 W., all of T. 9 N., R. 11 W., except secs. 1 and 12; E½ and secs. 23, 30, 31, and 32, T. 8 N., R. 12 W.; N½ T. 8 N., R. 11 W.; and N½ T. 7 N., R. 12 W.; also secs. 23, 30, 31, and 32, and those parts of secs. 23 and 33, lying west of Leaf River, all in T. 6 N., R. 13 W.; and secs. 25, 26, 27, 34, 35, and 36, T. 9 N., R. 14 W.

Lamar County: All the town of Purvis and sec. 31, T. 1 N., R. 14 W.; secs. 35 and 36, T. 1 N., R. 15 W.; secs. 1 and 2, T. 1 S., R. 15 W.; and E $\frac{1}{2}$ Tps. 3 and 4 N., R. 14 W.

Pearl River County: W $\frac{1}{2}$ T. 2 S., R. 15 W.; secs. 3, 4, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, and 34, T. 1 S., R. 15 W.; secs. 1, 12, 13, 24, 25, and 36, T. 2 S., R. 16 W.; all of T. 5 S., R. 16 W.; and E $\frac{1}{2}$ T. 5 S., R. 17 W.

Rankin County: E $\frac{1}{2}$ T. 3 N., R. 2 E.; and all of T. 3 N., R. 3 E.

Simpson County: E $\frac{3}{4}$ T. 2 N., R. 3 E.; all of T. 2 N., R. 4 E.; N $\frac{1}{4}$ T. 1 N., R. 4 E.; secs. 29, 30, 31, and 32, T. 1 N., R. 6 E.; secs. 25, 26, 35, and 36, T. 1 N., R. 5 E.; secs. 4, 5, 6, 7, 8, and 9, T. 10 N., R. 17 W.; and secs. 1 and 12, T. 10 N., R. 18 W.

Stone County: W $\frac{1}{2}$ Tps. 2 and 3 S., R. 11 W.; secs. 5, 6, 7, 8, 17, 18, 19, and 20, T. 4 S., R. 11 W.; E $\frac{1}{2}$ T. 2 S., R. 12 W.; secs. 3, 4, 5, 8, 9, and 10, T. 2 S., R. 12 W.; E $\frac{1}{2}$ T. 3 S., R. 12 W.; and secs. 1, 2, 11, 12, 13, 14, 23, and 24, T. 4 S., R. 12 W.

NORTH CAROLINA

Anson County: That area bounded on the east by a due north-south line 1 mile east of the intersection in Peachland of U. S. Highway No. 74 and the Diamond Hill Road; on the west by a due north-south line intersecting U. S. Highway No. 74 at the point where it crosses Lanes Creek; on the north by a due east-west line $\frac{1}{10}$ miles north of the intersection in Peachland of U. S. Highway No. 74 and the Diamond Hill Road; on the south by a line parallel to the south corporate limits of Peachland $\frac{1}{10}$ mile south of such corporate limits; and the projection of such lines to their intersections; also all that area included within the corporate limits of Polkton.

Bladen County: All of the area included within the corporate limits of Bladenboro.

Brunswick County: All of Eagles Island.

Cumberland County: That area included within a boundary beginning at the junction of the Cumberland-Hope Mills Road and the Fayetteville-Dundarrach Road; thence following a line due south to the point of intersection with Rockfish Creek; thence easterly along Rockfish Creek to the point where it is crossed by U. S. Highway No. 301; thence northeasterly along U. S. Highway No. 301 to a point of intersection with a line projected due east from the junction of the Cumberland-Hope Mills Road and the Fayetteville-Dundarrach Road; thence west along said line to the point of beginning.

New Hanover County: All of the city of Wilmington; all of Cape Fear Township; all that part of Harnett Township lying west of the Wrightsboro-Winter Park Road, including all the town of Winter Park; and all that part of Masonboro Township lying north of the new Sunset Park-Winter Park Road.

Onslow County: An area one mile wide extending from the junction of U. S. Highway No. 17 and U. S. Highway No. 24 west of Jacksonville and following U. S. Highway No. 17 with said Highway as a center line to the eastern boundary of Hoffman Forest, including all the town of Jacksonville; and an area one mile wide beginning at the eastern corporate limits of Jacksonville and extending southeasterly along U. S. Highway No. 24 with said Highway as a center line to Northeast Creek.

Pender County: Townships of Burgaw, Caswell, Long Creek, and Rocky Point; that part of Columbia Township lying south of a straight line constituting a projection eastward of the northern boundary line of Caswell Township to its intersection with the northern boundary of Burgaw Township; and that part of Grady Township north of the Long Creek-Montague-Borough Road.

Robeson County: That area bounded on the south by a line $\frac{1}{2}$ mile south of and parallel to the south corporate limits of Parkton; on the west by a line $\frac{3}{10}$ mile west

of and parallel to the west corporate limits of Parkton; on the north and east by the north and east corporation limit lines, respectively, of Parkton; and the projection of such lines to their intersections.

Union County: All of that area included within the corporate limits of Marshville.

Wayne County: All of Goldsboro Township; that area bounded on the north by a due east-west line $\frac{1}{2}$ mile north of the intersection in Pikeville of the Atlantic Coast Line Railroad and Main Street; on the south by a due east-west line $\frac{1}{2}$ mile south of said intersection; on the east and west by the east and west corporation limit lines, respectively, of Pikeville; and the projection of such lines to their intersections.

REGULATED ARTICLES

§ 301.72-3 *Articles under regulation—*(a) *Prohibited movement.* The interstate movement of living white-fringed beetles in any stage of development, whether moved independently or in connection with any other articles, is prohibited, except as provided in paragraph (b) of § 301.72-9.

(b) *Regulated movement.* Except as provided in administrative instructions, the interstate movement of the following articles from any regulated area is regulated throughout the year:

(1) Soil, sand, gravel, clay, peat, or muck, whether moved independently or in connection with or attached to nursery stock, plants, products, articles, or things.

(2) Compost, manure, moss, and leaf-mold.

(3) Nursery stock.

(4) Grass sod.

(5) Plant crowns or roots for propagation.

(6) Uncleaned grass, grain, and legume seed.

(7) Potatoes (Irish), when freshly harvested.

(8) True bulbs, corms, tubers, and rhizomes of ornamental plants, when freshly harvested or uncured.

(9) Hay and straw.

(10) Peanuts in shells.

(11) Seed cotton, cottonseed, and baled cotton lint and linters.

(12) Scrap metal and junk.

(13) Forest products such as cordwood, stump wood, logs, lumber, timbers, posts, poles, and cross ties.

(14) Brick, tile, stone, and cinders.

(15) Concrete slabs, pipe, and building blocks.

(16) Implements, machinery, equipment, and containers.

CONDITIONS OF INTERSTATE MOVEMENT

§ 301.72-4 *Conditions governing interstate movement of regulated articles—*(a) *Certification required.* Regulated articles shall not be moved interstate from a regulated area to or through any point outside thereof unless accompanied by a valid inspection certificate issued by an inspector: *Provided,* That certification requirements as they relate to part or all of any regulated area or regulated products may be waived during part or all of the year, by the Chief of the Bureau of Entomology and Plant Quarantine, on his finding and giving due notice thereof, in administrative instructions, that the State concerned has promulgated and enforced adequate sanitary measures on

and about the premises on which regulated articles originate or are retained, or that adequate volunteer sanitary measures have been applied, or that other control or natural conditions exist which have eliminated the risk of contamination by the pests in any stage of development.

(b) *Use of certificate on shipments.* Unless exempted by administrative instructions, and except as provided in § 301.72-5 (b) for movement of uncertified shipments under limited permits to designated destinations, every container of regulated articles moved interstate from any regulated area shall have securely attached to the outside thereof a certificate issued in compliance with these regulations, except that in the case of shipments in bulk by rail a master permit attached to the waybill will be sufficient. In the case of shipments in bulk by road vehicle a master permit shall accompany the vehicle and be surrendered to the consignee on delivery.

(c) *Movement within continuous areas not regulated.* No certificates are required for interstate movement of regulated articles when such movement is wholly within continuous regulated areas.

(d) *Articles originating outside the regulated areas.* No certificates are required for the interstate movement of regulated articles originating outside of the regulated areas moving through or from a regulated area, when the point of origin is clearly indicated, when their identity has been maintained, and when the articles are protected, while in the regulated area, in a manner satisfactory to the inspector.

CONDITIONS OF CERTIFICATION

§ 301.72-5 *Conditions governing the issuance of certificates and permits—*(a) *Approved methods.* Certificates authorizing the interstate movement of soil, earth, sand, gravel, clay, peat, muck, or compost originating in noninfested parts of the regulated areas, and of all other regulated articles from any part of the regulated areas may be issued upon determination by the inspector that the articles are (1) apparently free from infestation; or (2) have been treated, fumigated, sterilized, or processed under approved methods; or (3) were grown, produced, manufactured, stored, or handled in such a manner that, in the judgment of the inspector, no infestation would be transmitted thereby. Certificates authorizing the interstate movement of soil, sand, gravel, clay, peat, muck, or compost, originating in an infested area may be issued only when such materials have been treated or handled under methods or conditions approved by the Chief of the Bureau of Entomology and Plant Quarantine.

(b) *Limited permits.* Limited permits may be issued for the movement of non-certified regulated articles to destinations and consignees as may be authorized and designated by the Chief of the Bureau of Entomology and Plant Quarantine for processing or other handling. As a condition of such authorization and designation, persons or firms shipping, receiving, or transporting such articles may be required to agree in writing to

maintain such sanitary safeguards against the establishment and spread of infestation and to comply with such conditions as to the maintenance of identity, handling, or subsequent movement of regulated products and cleaning of railway cars, trucks, or other vehicles used in the transportation of such articles as may be required by the inspector.

(c) *Dealer-carrier permit.* As a condition of issuance of certificates or permits for the interstate movement of regulated articles, persons or firms engaged in purchasing, assembling, exchanging, processing, or carrying such regulated articles originating or stored in regulated areas, may be required to execute a signed agreement stipulating that the permittee will carry out any and all conditions, treatments, precautions, and sanitary measures which may be deemed necessary.

PROCEDURE FOR APPLICANTS

§ 301.72-6 *Assembly of regulated articles for inspection.* Persons intending to move regulated articles, the certification of which is required, interstate from regulated areas shall make application for certification as far as possible in advance of the probable date of shipment. Applications must show the nature and quantity of articles to be moved, together with their exact location, and if practicable, the contemplated date of shipment. Applicants for inspection may be required to assemble or indicate the articles to be shipped so that they may be readily examined by the inspector.

The United States Department of Agriculture will not be responsible for any cost incident to inspection or treatment other than the services of the inspector.

CERTIFICATES AND PERMITS MAY BE CANCELED

§ 301.72-7 *Cancellation of certificates or permits.* Certificates or permits issued under these regulations may be withdrawn or canceled and further certification refused whenever, in the judgment of the Chief of the Bureau of Entomology and Plant Quarantine, the further use of such certificates or permits might result in the dissemination of infestation.

CLEANING OF VEHICLES

§ 301.72-8 *Cleaning of freight cars, trucks and other vehicles.* When in the judgment of the inspector a hazard of spread of infestation is involved, thorough cleaning of freight cars, trucks, and other vehicles may be required before movement interstate to points outside the regulated areas.

SHIPMENTS FOR EXPERIMENTAL OR SCIENTIFIC PURPOSES

§ 301.72-9 *Shipments for experimental or scientific purposes.*—(a) *Articles for experimental or scientific purposes.* Articles subject to regulation may be moved interstate for experimental or scientific purposes, on such conditions as may be prescribed by the Chief of the Bureau of Entomology and Plant Quarantine. The container of articles so moved shall bear an identifying tag from

the Bureau of Entomology and Plant Quarantine.

(b) *Beetles for experimental or scientific purposes.* Live white-fringed beetles, in any stage of development, may be moved interstate for scientific purposes only under conditions prescribed by the Chief of the Bureau of Entomology and Plant Quarantine. The container of white-fringed beetles so moved shall bear an identifying tag from the Bureau of Entomology and Plant Quarantine.

This revision of the quarantine and regulations shall be effective on and after December 12, 1945, and shall supersede the quarantine and regulations issued November 23, 1944.

Done at Washington, D. C., this 5th day of December 1945.

Witness my hand and the seal of the United States Department of Agriculture.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

APPENDIX

PENALTIES

The Plant Quarantine Act of August 20, 1912, as amended, provides that any persons who shall violate any of the provisions of this quarantine or regulations pursuant thereto shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine not exceeding \$500, or by imprisonment not exceeding one year, or both such fine and imprisonment, in the discretion of the court.

STATE AND FEDERAL INSPECTION

Certain of the quarantined States have promulgated quarantine regulations restricting intrastate movement supplemental to the Federal quarantine. These State regulations are enforced in cooperation with the Federal authorities. Copies of either the Federal or State quarantine orders may be obtained at the offices of the Bureau of Entomology and Plant Quarantine, P. O. Box 989, Gulfport, Miss., P. O. Box 938, Wilmington, N. C., or through a White-Fringer Beetle Inspector at one of the subsidiary offices.

GENERAL OFFICES OF STATES COOPERATING

Alabama: Chief, Division of Plant Industry, Montgomery 1.

Florida: Plant Commissioner, State Plant Board, Gainesville.

Louisiana: State Entomologist, Box 4153, Capitol Station, Baton Rouge 4.

Mississippi: Entomologist, State Plant Board, State College.

North Carolina: State Entomologist, Department of Agriculture, Raleigh.

[F. R. Doc. 45-21984; Filed, Dec. 7, 1945; 11:10 a. m.]

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

PART 725—FLUE-CURED AND BURLEY TOBACCO

MARKETING QUOTA REGULATION, 1946-47

GENERAL

- Sec.
725.211 Definitions.
725.212 Extent of calculations and rule of fractions.
725.213 Instructions and forms.
725.214 Applicability of regulations.

ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR OLD FARMS

- Sec.
725.215 Determination of acreage allotments for old farms.
725.216 Reduction of acreage allotment for violation of marketing quota regulations for prior marketing year.
725.217 Adjustments of allotments for old farms.
725.218 Reallocation of retired farm allotments.
725.219 Farms subdivided or combined.
725.220 Determination of normal yields.
ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR NEW FARMS
725.221 Determination of acreage allotments for new farms.
725.222 Time for filing application.
725.223 Determination of normal yields.
725.224 Determination of acreage allotments and normal yields for farms returned to agricultural production.
725.225 Approval of the State committee.

AUTHORITY: §§ 725.211 to 725.225, inclusive, issued under authority contained in 52 Stat. 38, 47; 54 Stat. 332; 53 Stat. 1231; 56 Stat. 51; 7 U.S.C. 1391 (b), 1313; 52 Stat. 63; 7 U.S.C. 1375; Pub. Law 118, 78th Cong., 1st Sess., approved July 7, 1913, 57 Stat. 337, as amended by Pub. Law 276, 78th Cong., 2d Sess., approved March 31, 1944, 53 Stat. 136.

GENERAL

§ 725.211 *Definitions.* As used in §§ 725.211 to 725.225, inclusive, and in all instructions, forms and documents in connection therewith, the words and phrases defined in this section shall have the meanings herein assigned to them unless the context or subject matter otherwise requires.

(a) "County committee" means the group of persons elected within any county to assist in the administration of the Agricultural Conservation Program in such county.

(b) "Farm" means all adjacent or nearby form or range land under the same ownership which is operated by one person, including also:

(1) Any other adjacent or nearby farm or range land which the county committee, in accordance with instructions issued by the Field Service Branch, Production and Marketing Administration, determines is operated by the same person as part of the same unit in producing range livestock or with respect to the rotation of crops and with workstock, farm machinery, and labor substantially separate from that for any other lands; and

(2) Any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm, constitutes a unit with respect to the rotation of crops.

A farm shall be regarded as located in the county in which the principal dwelling is situated, or if there is no dwelling thereon it shall be regarded as located in the county in which the major portion of the farm is located.

(c) "New farm" means a farm on which tobacco was not produced in any of the five years 1941 through 1945 but on which tobacco will be produced in 1946.

(d) "Old farm" means a farm on which tobacco was produced in one or more of the five years 1941 through 1945.

(e) "Operator" means the person who is in charge of the supervision and conduct of the farming operations on the entire farm.

(f) "Person" means an individual, partnership, association, corporation, estate or trust or other business enterprise or other legal entity, and wherever applicable, a State, a political subdivision of a State, or any agency thereof.

(g) "State committee" means the group of persons designated within any State to assist in the administration of the Agricultural Conservation Program in such State.

(h) "Tobacco" means flue-cured tobacco, classified in Service and Regulatory Announcement No. 118 of the Bureau of Agricultural Economics of the United States Department of Agriculture as types 11, 12, 13 and 14, and collectively known as flue-cured tobacco, or Burley tobacco classified in Service and Regulatory Announcement No. 118 of the Bureau of Agricultural Economics of the United States Department of Agriculture as type 31, or both as indicated by the context.

§ 725.212 *Extent of calculations and rule of fractions.* All acreages shall be calculated to the nearest one-tenth acre. All excess acreage percentages shall be expressed in whole percents and any fractions shall be dropped.

§ 725.213 *Instructions and forms.* The Director, Tobacco Branch, Production and Marketing Administration shall cause to be prepared and issued such instructions and forms as may be deemed necessary or expedient for carrying out these regulations.

§ 725.214 *Applicability of regulations.* These regulations shall govern the establishment of farm acreage allotments and normal yields for tobacco in connection with farm marketing quotas for the marketing year beginning July 1, 1946, in the case of flue-cured tobacco and October 1, 1946, in the case of Burley tobacco.

ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR OLD FARMS

§ 725.215 *Determination of acreage allotments for old farms.* The tobacco acreage allotment for an old farm shall be the 1945 acreage allotment for the farm, adjusted in accordance with §§ 725.216, 725.217, and 725.218 below. For the purpose of this section, the 1945 acreage allotment shall include any acreage by which the 1945 allotment for the farm was reduced because of a violation of the marketing quota regulations for a prior marketing year, but shall not include any acreage allotted in 1945 from State pools unless the owner of the farm was dispossessed of another farm through acquisition thereof by a Federal agency for national defense purposes. No allotment shall be established under this section for any farm on which no tobacco was produced in any of the five years 1941 to 1945, inclusive.

§ 725.216 *Reduction of acreage allotment for violation of the marketing quota regulations for a prior marketing year.* If tobacco was marketed or was

permitted to be marketed in any marketing year as having been produced on any farm which in fact was produced on a different farm, the acreage allotment established for both such farms for 1946 shall be reduced by the amount of tobacco so marketed: *Provided*, That such reduction for any such farm shall not be made if the Secretary, through the county committee, determines that no person connected with such farm caused, aided, or acquiesced in such marketing. If proof of the disposition of any amount of tobacco produced on a farm is not furnished as required by the Secretary, the acreage allotment shall be reduced by such amount of tobacco. This section shall not apply if the allotment for any prior year was reduced on account of the same violation.

The amount of tobacco involved will be converted to an acreage basis by dividing such amount of tobacco by the actual yield for the farm during the year in which such tobacco was produced, or if the actual yield cannot be determined, by the estimated yield for the farm for such year.

§ 725.217 *Adjustments of allotments for old farms.* An old farm shall be eligible for adjustment as provided hereunder if the county committee finds that the 1945 allotment for the farm is relatively smaller in relation to the land, labor, and equipment available for the production of tobacco on the farm than the average of the allotments in relation to such factors on other old farms in the county. In making the adjustment in the farm acreage allotment, the county committee shall consider the past acreage of tobacco (harvested and diverted), the land, labor and equipment available for the production of tobacco, and crop rotation practices. Without prior approval of the State committee, the acreage allotted under this section shall not exceed one percent of the total acreage allotment on all farms in the county in 1940. The total acreage allotted hereunder to all farms in each State shall not exceed two percent of the total acreage allotted to all farms in each State in 1940.

§ 725.218 *Reallocation of allotments released from farms removed from agricultural production.* (a) Except as provided in paragraph (b) of this section, the tobacco allotment determined or which would have been determined for any land which is removed from agricultural production because of acquisition by a State or Federal agency for any purpose shall be available to the State committee for use in providing equitable allotments for farms on which tobacco was grown in one or more of the past five years, and which are owned in 1946 by persons who owned land so removed from agricultural production. Insofar as possible the allotments for farms owned by such persons shall be comparable to the allotments for other old farms in the same community which are similar with respect to land, labor and equipment available for the production of tobacco, crop rotation practices, soil and other physical factors affecting the production of tobacco, taking into consideration the

allotment for the land removed from agricultural production. The allotment so determined shall not exceed the 1940 allotment which was or would have been determined for the land removed from agricultural production, nor shall it exceed the larger of (1) 50 percent of the acreage of cropland in the farm in the case of flue-cured tobacco and 20 percent of the acreage of cropland in the farm in the case of Burley tobacco, or (2) three acres.

(b) The allotment determined or which would have been determined for any land acquired on or since January 1, 1940, by any Federal agency for national defense purposes shall be placed in a State pool and shall be used in determining equitable allotments for farms owned or purchased by owners displaced because of acquisition of their farm by a Federal agency for national defense purposes. Upon application to the county committee within five years from the date of the acquisition of the farm by a Federal agency for national defense purposes, any owner so displaced shall be entitled to have an allotment for any one of the other farms owned or purchased by him equal to an allotment which would have been determined for such other farm plus the allotment which would have been determined for the farm acquired by the Federal agency: *Provided*, That such allotment shall not exceed 50 percent of the acreage of cropland in the farm in the case of flue-cured and 20 percent of the acreage of cropland in the farm in the case of Burley tobacco. The provisions of this paragraph shall not be applicable if (1) there is any marketing quota penalty due with respect to the marketing of tobacco from the farm or by the owner of the farm at the time of its acquisition by the Federal agency; (2) any tobacco produced on such farm has not been accounted for as required by the Secretary; or (3) the allotment next to be established for the farm acquired by the Federal agency would have been reduced because of false or improper identification of tobacco produced on or marketed from such farm.

§ 725.219 *Farms subdivided or combined.* (a) If land operated as a single farm in 1945 has been subdivided and will be operated in 1946 as two or more farms the 1946 tobacco acreage allotment determined or which otherwise would have been determined for the entire farm shall be apportioned among the tracts in the same proportion as the acreage of cropland suitable for the production of tobacco on each such tract in such year bore to the total number of acres of cropland suitable for the production of tobacco on the entire farm in such year unless otherwise recommended by the county committee and approved by the State committee: *Provided, however*, That when a farm is to be subdivided in 1946 into two or more farms which were separate and distinct prior to a combination in 1941 or any subsequent year, the allotment shall be divided among such farms in the same proportion that each contributed to the farm acreage allotment, unless otherwise rec-

ommended by the county committee and approved by the State committee.

(b) If two or more farms operated separately in 1945 have been combined and will be operated in 1946 as a single farm, the 1946 allotment shall be the sum of the 1946 allotments determined or which otherwise would have been determined for each of the farms composing the combination.

§ 725.220 *Determination of normal yields.* The normal yield for any old farm shall be that yield which the county committee determines is normal for the farm taking into consideration (a) the yields obtained on the farm during the years 1940-44; (b) the soil and other physical factors affecting the production of tobacco on the farm; and (c) the yields obtained on other farms in the locality which are similar with respect to such factors. The weighted average of the normal yields for all farms in each county shall not exceed the normal yield established for the county in 1945.

ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR NEW FARMS

§ 725.221 *Determination of acreage allotments for new farms.* The acreage allotment, other than an allotment made under § 725.218 (b), for a new farm shall be that acreage which the county committee determines is fair and reasonable for the farm taking into consideration the land, labor and equipment available for the production of tobacco, crop rotation practices, the soil and other physical factors affecting the production of tobacco: *Provided*, That the acreage allotment so determined shall not exceed the smaller of (a) 50 percent of the allotments established pursuant to Section 725.215 for old farms which are similar with respect to land, labor and equipment available for the production of tobacco, crop rotation practices, and the soil and other physical factors affecting the production of tobacco, or (b) 25 percent of the cropland in the farm.

Notwithstanding any other provisions of this section a tobacco acreage allotment shall not be established for any new farm unless each of the following conditions has been met:

(1) The farm operator shall have had experience in growing the kind of tobacco for which an allotment is requested, either as a sharecropper, tenant or as a farm operator, during two of the past five years in the case of Burley tobacco and during one year in the past five years in the case of flue-cured tobacco; except, that a farm operator who has been in the armed services shall be deemed to have met the requirements of this paragraph if he has had such experience during one year within the five years immediately prior to his entry into the armed services.

(2) The farm operator shall be largely dependent on the farm covered by the application for his livelihood;

(3) The farm covered by the application shall be the only farm owned or operated by the farm operator on which any flue-cured or Burley tobacco is produced; and

(4) No kind of tobacco other than the kind for which application for an allotment is made will be grown on such farm in 1946.

The acreage allotments established as provided in this section shall be subject to such downward adjustment as is necessary to bring such allotments in line with the total acreage available for allotment to all new farms. The acreage available for establishing allotments for new farms shall be five percent of the national acreage allotment for 1946 in the case of flue-cured tobacco and two percent of the national acreage allotment for 1946 in the case of Burley tobacco.

§ 725.222 *Time for filing application.* An application for an allotment for a farm for which no allotment was established in 1945 shall be filed with the county committee prior to February 1, 1946, unless the farm operator has been in the armed services, in which case such application shall be filed prior to February 1, 1946 or not later than sixty days following the date of his discharge, whichever is later.

§ 725.223 *Determination of normal yields.* The normal yield for a new farm shall be that yield per acre which the county committee determines is reasonable for the farm as compared with yields for other farms in the locality on which the soil and other physical factors affecting the production of tobacco are similar.

§ 725.224 *Determination of acreage allotments and normal yields for farms returned to agricultural production.* (a) Notwithstanding the foregoing provisions of these regulations, the acreage allotment for any farm which was acquired by a State or Federal agency for any purpose but which is returned to agricultural production in 1946 shall be determined by one of the following methods:

(1) If the land is acquired by the original owner, any part of the acreage allotment which was or could have been established for such farm prior to its retirement from agricultural production which remains in the State pools (plus such increases as have been applicable for old farms) may be established as the 1946 allotment for such farm by transfer from the pools, and if any part of the allotment for such land was transferred by the original owner through the State pools to another farm now owned by him, such owner may elect to transfer all or any part of such allotment (as increased) to the farm which is returned to agricultural production in 1946.

(2) If the land is acquired by a person other than the original owner, or if all of the allotment was transferred through the State pools to another farm and the original owner does not now own the farm to which the allotment was transferred, the farm returned to agricultural production shall be regarded as a new farm.

(b) The normal yield for any such farm returned to agricultural production in 1946 shall be that yield per acre which the county committee determines is reasonable for the farm as compared with yields for other farms in the locality on which the soil and other physical factors affecting the production of tobacco are similar.

§ 725.225 *Approval of the State committee.* All farm acreage allotments and

normal yields established pursuant to these regulations shall be subject to the approval of the State committee.

Done at Washington, D. C., this 6th day of December 1945. Witness my hand and the seal of the Department of Agriculture.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-21935; Filed, Dec. 7, 1945; 11:10 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 117, as Amended, Termination]

PART 1475—COTTON STORAGE FACILITIES RESTRICTIONS FOR THE STORAGE OF COTTON

War Food Order No. 117, as amended (9 F.R. 12607, 10 F.R. 103, 10419), is terminated as of 12:01 a. m., e. v. t., December 7, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 117, as amended, prior to the effective time of this termination order, all provisions of said War Food Order No. 117, as amended, in effect prior to the effective time of this termination order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8037)

Issued this 5th day of December 1945.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 45-21936; Filed, Dec. 6, 1945; 3:07 p. m.]

[WFO 44, Amdt. 17]

PART 1465—FISH AND SHELLFISH

RESTRICTIONS ON 1945 PACK OF CANNED FISH

War Food Order No. 44, as amended (10 F.R. 10071, 10419, 10963, 11341, 12897, 14417), is further amended as follows:

1. By deleting from § 1465.20 (b) (1) the provisions contained in Class 9 and inserting, in lieu thereof, the following:

Class 9. Pacific mackerel (*pneumatophorus japonicus diego*) and Pacific horse mackerel (*trachurus symmetricus*). (For the period April 1, 1945, to November 17, 1945, inclusive.)

2. By deleting the provisions in (b) (5) of § 1465.20 and inserting, in lieu thereof, the following:

(5) The following are hereby established as each canner's respective quotas of his 1945 packs of classes numbered 6 and 9 (designated in (b) (1) hereof) for sale or delivery to governmental agencies:

(i) Thirty percent, by net weight, of each canner's 1945 pack of class numbered 6 (designated in (b) (1) hereof) is hereby established as each such canner's quota of the 1945 pack of such class for sale or delivery to governmental agencies; and

(ii) Forty-five percent, by net weight, of each canner's 1945 pack of class numbered 9 (designated in (b) (1) hereof) is hereby established as each such canner's quota of the 1945 pack of such class for sale or delivery to governmental agencies.

3. By deleting the provisions in (b) (11) of § 1465.20 and inserting, in lieu thereof, the following:

(11) For each 30 pounds of canned fish of the 1945 pack of class numbered 6 (designated in (b) (1) hereof) which a canner has sold or delivered to any governmental agency or with respect to which he has submitted to any governmental agency a written tender of delivery of such canned fish in compliance with a written contract between such canner and such governmental agency, such canner may sell or deliver 70 pounds of canned fish of the same class to persons other than a governmental agency. For each 45 pounds of canned fish of the 1945 pack of class numbered 9 (designated in (b) (1) hereof) which a canner has sold or delivered to any governmental agency or with respect to which he has submitted to any governmental agency a written tender of delivery of such canned fish in compliance with a written contract between such canner and such governmental agency, such canner may sell or deliver 55 pounds of canned fish of the same class to persons other than a governmental agency: *Provided*, That, prior to the time of each such written tender of canned fish of the 1945 pack of classes numbered 6 or 9, such canner has obtained, with respect to the canned fish included in such written tender, an inspection certificate, issued by an inspection service approved by the governmental agency to which the tender has been made, indicating that such canned fish meets all the specifications set forth in such canner's aforesaid written contract for such canned fish.

This order shall become effective at 12:01 a. m., p. s. t., December 6, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under War Food Order No. 44, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 44, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 3087)

Issued this 5th day of December 1945.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 45-21954; Filed, Dec. 6, 1945; 3:08 p. m.]

[WFO 63-8]

PART 1596—FOOD IMPORTS

REVISION OF APPENDIX

Pursuant to the authority vested in me by the provisions of War Food Order 63, as amended (9 F.R. 13280, 14877, 10 F.R. 103, 8950, 10419) § 1596.1 (d), Appendix A to the order is hereby revised in the following manner:

1. The item "Fish scrap and fish meal" is amended to read as follows:

Food	Commerce import class No.	Governing date
Fish scrap and fish meal, excluding fish scales.....	{ 0076.000 8509.700 }	Nov. 13, 1944

2. The item, "Cod, haddock, hake, pollock and cusk, etc.", is amended to read as follows:

Food	Commerce import class No.	Governing date
Cod, haddock, hake, pollock and cusk, pickled or salted (except in oil, etc., and in airtight containers, weighing, with contents, not over 15 pounds each) 1, 2.....	{ 0069.000 0069.200 0069.900 }	Nov. 13, 1944

¹ All cod, haddock, hake, pollock and cusk, pickled or salted (except in oil, etc., and in airtight containers, weighing, with contents, not over 15 pounds each) imported into Puerto Rico or the Virgin Islands from the Dominion of Canada or Newfoundland, are exempted from the provisions of War Food Order 63.

This revision shall be effective December 8, 1945.

(E. O. 9280, 7 F.R. 10179; E. O. 9322, 8 F.R. 3807; E. O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 3087; WFO 63, 8 F.R. 13280, 14877, 10 F.R. 103, 8950, 10419)

Issued this 6th day of December 1945.

[SEAL] C. W. KITCHEN,
Assistant Administrator,
Production and Marketing
Administration.

[F. R. Doc. 45-21955; Filed, Dec. 6, 1945; 3:08 p. m.]

TITLE 29—LABOR

Chapter VI—National War Labor Board

PART 803—GENERAL ORDERS

WAGE PROCEDURES FOR BUILDING AND CONSTRUCTION INDUSTRY

The National War Labor Board has amended paragraphs three and four of § 803.41 (General Order No. 41) to read as follows:

§ 803.41 *Wage procedures for building and construction industry.* * * *

The Wage Adjustment Board for the building and construction industry, in addition to authority vested in it by § 803.13 (General Order No. 13), is authorized pursuant to Executive Orders 9599 and 9651 to approve such increase

as may be necessary to correct maladjustments or inequities which would interfere with the effective transition to a peacetime economy.

This general order shall be effective as of August 18, 1945.

Approved: December 3, 1945.

BENJAMIN AARON,
Executive Director.

[F. R. Doc. 45-21953; Filed, Dec. 6, 1945; 2:22 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION TO PRODUCERS OF COAL IN DISTRICTS 7 AND 8

To assure the equitable distribution of any surplus coal produced in Districts 7 and 8, it is necessary, pursuant to SFAW Regulation No. 1, as amended, to issue the following direction:

1. Every producer of coal in Districts 7 and 8, whose coal is shipped from the mine by rail or river, is prohibited, notwithstanding the provisions of SFAW Regulation No. 27, as amended, from shipping any surplus coal, except in conformity with the provisions of this direction.

2. Producers having surplus tonnage available for distribution to consumers or to retail dealers shall, before arranging for the distribution of such coal, immediately notify the appropriate SFAW representative (Mr. Joseph E. Parker, Solid Fuels Administration for War, Washington 25, D. C., in the case of District 7 and Mr. George F. Kleker, Jr., 610 Transportation Building, Cincinnati 2, Ohio, in the case of District 8), of the amount and sizes of such tonnage. If the producer does not receive, within ten days of the postmark date of his letter of notification to SFAW or the date on which telephonic or telegraphic notification was given, instructions from the appropriate SFAW representative for the distribution of such coal, he is free to ship such coal to consumers or retail dealers of his own selection. The producer shall report at the end of each calendar month the names of the persons to whom any shipments of surplus coal were made, the destination and the amount, by sizes, of each shipment.

3. This direction does not relieve producers in Districts 7 and 8 from filing any data required by Form SFA No. 79. It does relieve them from the reports required to be furnished by § 602.703 (j) of SFAW Regulation No. 27, as amended.

This direction shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176 and 58 Stat. 827)

Issued this 7th day of December 1945.

DAN H. WHEELER,
Deputy Solid Fuels
Administrator for War.

[F. R. Doc. 45-22013; Filed, Dec. 7, 1945; 11:42 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Direction 4 as Amended Dec. 5, 1945]

SPECIAL PROVISIONS FOR ASSIGNMENT OF CC RATINGS IN ORDER TO INCREASE PRODUCTION OF MALLEABLE IRON CASTINGS AND GREY IRON CASTINGS, INCLUDING CAST IRON SOIL PIPE AND RAILROAD CAR BRAKE SHOES

The following amended direction is issued pursuant to Priorities Reg. 28:

(a) The supply of malleable iron castings and grey iron castings, including cast iron soil pipe and railroad car brake shoes is substantially less than present and anticipated requirements; and this shortage is so serious as to threaten increased production of peacetime products. This shortage is therefore a serious threat to the economy of the country during the reconversion period. Consequently, CPA will assign CC ratings as provided in paragraph (d) (1) (iii) of Priorities Regulation 28 in accordance with the conditions of this direction where necessary to maintain or expand the production of malleable iron castings and grey iron castings, including cast iron soil pipe and railroad car brake shoes.

(b) *Producers of castings*—(1) *Capital equipment*. CC ratings may be assigned to producers of malleable iron castings and grey iron castings, including cast iron soil pipe and railroad car brake shoes for their purchase of capital equipment where the producer is unable to obtain delivery without a rating, and

(i) The equipment will result in a substantial increase in production, or

(ii) The equipment is needed to replace present operating equipment which is in danger of imminent breakdown.

(2) *Construction*. CC ratings may be assigned for materials which cannot be obtained without ratings, and where required for construction of new foundries or expansion or modernization of existing foundries where increased production will result. However, CC ratings will not be assigned for construction in areas where other foundries in the same area are curtailed due to lack of labor, unless the applicant can demonstrate that he will operate the new facility without increase in labor requirements. In other cases, CC ratings will be assigned for construction materials only under the conditions of Priorities Regulation 28.

(3) *Production materials and MRO*. CC ratings may be assigned for production materials and MRO needed by foundries where the foundry demonstrates that it is unable to obtain the item without priorities assistance and regardless of whether the item is needed to maintain minimum economic production in the foundry.

(d) *Denials of CC ratings*. The CC rating will be denied where it appears that the item for which a CC rating will be used is available, but under different terms of sale or from a supplier other than the applicant's customary supplier.

(e) *Definition*. The term "foundry" as used in this direction includes any producer of

malleable iron castings or grey iron castings, including cast iron soil pipe and railroad car brake shoes.

(f) *PR 28 still applies*. In any case not covered by the above, CC ratings will be assigned only as provided in Priorities Regulation 28.

Issued this 5th day of December 1945.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-21879; Filed, Dec. 5, 1945; 4:56 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 16, as Amended Dec. 7, 1945]

APPEALS PROCEDURE

§ 944.37 *Priorities Regulation 16*—(a) *What this regulation does*. This regulation explains the procedure for appealing from orders, regulations and administrative actions of the Civilian Production Administration, except suspension orders issued on the recommendation of Compliance Commissioners. It also explains how the appeals will be handled by CPA.

(b) *Definitions*. For purposes of the regulation: "An appeal" means a request for individual relief on the grounds that compliance by the appellant or another would work an exceptional and unreasonable hardship which is not suffered generally by others in the same industry or activity, or on the grounds of improper discrimination. It does not include an initial application or initial request for an authorization, a preference rating, an allocation or any other administrative action expressly contemplated by the orders and regulations of CPA. In the absence of exceptional and unreasonable hardship not suffered generally by others or in the absence of improper discrimination an appellant may expect his appeal to be denied. There are two kinds of appeals, and they are defined below:

(1) "Appeal from an order or regulation" means an initial appeal for individual relief from any provision of a published order or regulation (including any published direction, schedule or other supplement to an order or regulation) which applies generally to all persons or to a class of persons described in the order or regulation.

(2) "Appeal from administrative action" means an appeal for reconsideration or modification of CPA action taken with respect to a particular person. Such administrative actions include the issuance of or refusal to issue individual authorizations, directives, preference ratings or quotas. The action of the CPA in granting or denying an initial "appeal from an order or regulation", or in granting or denying an application for an authorization under an order, is an administrative action; so a request for reconsideration of such action on the grounds of hardship or improper discrimination is an "appeal from administrative action".

(c) *How appeals are prepared and filed*. An appeal not prepared and filed

as required below may be returned to the appellant without action.

(1) *Number of copies*. Unless otherwise specified, all appeals must be filed in triplicate.

(2) *Form of appeal*. An "appeal from an order or regulation" should refer to the provision appealed from, and must be filed on Form WPB-1477 unless the order or regulation specifies filing upon some other particular form or by letter. An "appeal from administrative action" must (unless otherwise stated in specific instructions) be filed by letter referring to the action appealed from and identifying the initial request by WPB or CPA form number and case number, if any.

(3) *Statement of grounds for appeal*. The fact that a person is appealing must be stated, and the grounds for claiming exceptional and unreasonable hardship or improper discrimination should be clearly set out.

(4) [Deleted Nov. 27, 1945.]

(5) *Request for consideration by the Appeals Board*. If the appellant, in the case of an "appeal from administrative action", wants consideration of his appeal by the Appeals Board, he should expressly request in writing its referral to the Appeals Board as further explained in paragraph (e) below.

(d) *Where appeals are filed*. (1) "Appeals from orders or regulations" must be filed where indicated in the orders or regulations, except that no appeal is to be filed with a CPA field office. If the order or regulation does not indicate a place of filing, or if it specifies filing with the field office, such appeals should be addressed to the Routing Service, Civilian Production Administration, Washington 25, D. C.

(2) An "appeal from administrative action" should be addressed to the Routing Service, Civilian Production Administration, Washington 25, D. C. However, any request to reopen a case granted or denied on the recommendation of the Appeals Board may be filed with that Board. Appeals should never be addressed to the Recording Secretary who attests the execution of Civilian Production Administration actions.

(e) *Appeals Board*. (1) The Appeals Board of the Civilian Production Administration is established as an impartial body primarily to consider "appeals from administrative actions" in cases in which exceptional and unreasonable hardship or improper discrimination is claimed. Any person complaining of administrative action on these grounds may have an "appeal from administrative action" submitted to the Appeals Board for final action if he expressly requests it in writing. On the other hand, the Appeals Board will not normally consider any cases which do not involve these factors or which are not "appeals from administrative actions". It is not its ordinary function to review actions involving judgment as to the proper distribution of materials, programming of military or civilian production and their relative essentiality. If the basis for the appeal is

relative essentiality and not a claim of exceptional and unreasonable hardship or improper discrimination no request for referral to the Appeals Board should be made. For further information concerning proceedings before the Appeals Board see Direction 1 to this regulation.

(2) Any "appeal from administrative action" in which exceptional and unreasonable hardship or improper discrimination is claimed, if not granted promptly on the recommendation of the official who took the action appealed from (or an official superior to him) will be referred to the Appeals Board: *Provided*, That the referral has been expressly requested in writing by the appellant. However, the referral to the Appeals Board will preclude further consideration of the case by such officials on the above grounds, and the decision of the Appeals Board will be final.

(3) [Deleted Oct. 12, 1945.]

(f) *Grants and denials of appeals.*

(1) An "appeal from an order or regulation" will generally be granted or denied on the recommendation of the official administering the order or regulation. Any "appeal from administrative action" may be granted or denied on the recommendation of the official who took the original action unless referral to the Appeals Board has been requested in writing by the appellant. Any "appeal from administrative action" may be granted or denied on the recommendation of the Appeals Board.

(2) The grant or denial of any appeal in whole or in part will be valid only when issued in the name of the Civilian Production Administration, countersigned or attested by the Recording Secretary, or in accordance with CPA Regulation No. 1 (§ 903.0). The grant or denial of an appeal referred to the Appeals Board will be indicated by a phrase such as "on the recommendation of the Appeals Board".

(3) The denial of any appeal, in whole or in part, on the recommendation of the Appeals Board, is final unless the Appeals Board elects to reopen the matter.

(g) *Public files.* Whenever an order or another regulation of the Civilian Production Administration expressly so provides, public files containing records relating to the appeals from such orders or regulations or from administrative actions taken under them shall be set up and shall be available for public inspection during the business hours of the Civilian Production Administration.

NOTE: The reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of December 1945.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-21994; Filed, Dec. 7, 1945;
11:24 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, as Amended Dec. 7, 1945]

RESTRICTED PRIORITIES ASSISTANCE FOR NON- MILITARY PURPOSES

§ 944.49 *Priorities Regulation 28—(a)*
What this regulation does. As a result of the drastic reduction in military procurement the supply of materials for non-military use is expected to increase rapidly so as to be adequate to meet all demands. There is consequently no further need for general priorities assistance for essential non-military needs, and the AA rating system and Controlled Materials Plan were terminated at the end of September. It is CPA's general policy not to grant further priorities assistance for non-military purposes. However, a CC rating, which is ordinarily non-extendible, may be assigned for limited priorities assistance where required in individual cases to assist reconversion or insure the continued fulfillment of essential civilian or export needs. This includes preference ratings for all purposes other than military procurement including production, construction, capital equipment, maintenance, repair, operating supplies, and export materials. This regulation explains the conditions under which CPA will assign the CC rating.

(b) *Other procedures for assigning ratings replaced.* Preference ratings for non-military purposes will be assigned from now on only in the way and under the conditions described in this regulation which supersedes previous procedures.

(c) *Applications—(1) How to apply for a CC rating.* Ordinarily, application for a CC rating under this regulation will be made on Form WPB-541A or CPA-541A addressed to the Civilian Production Administration, Washington 25, D. C., Ref: P. R. 28. In a few cases, CPA may announce that a form other than WPB-541A or CPA-541A may be provided. For instance, applications for textiles and related items for certain end uses should be made as explained in the orders in the M-317 series, and the M-328 series, and their schedules and directions.

(2) [Deleted Dec. 7, 1945.]

(d) *When the CPA may assign a CC rating.* It is the general policy of the CPA not to grant further priorities assistance for non-military purposes. However, the CPA may in limited cases grant CC preference ratings for specific items and quantities of materials or equipment under the following conditions:

(1) The applicant is not able, without preference rating assistance, to get the item in the minimum quantity and on the latest date practicable, and the item is required for at least one of the following reasons:

(i) In cases other than capital equipment or construction, it is a bottleneck

item, a great majority of materials being obtainable without priorities assistance, and it is needed to maintain or begin operations of a plant at the minimum economic rate, or

(ii) The item is needed to prevent a delay in the completion on time of military procurement production or construction, or

(iii) The item is needed to sustain or increase production of an item or a service which CPA has determined is in such tight supply that it is a serious threat to the economy (do not apply for a CC rating on this ground unless your product has been declared critical by a direction to this regulation or other formal action of CPA), or

(iv) The item is needed to eliminate serious hazard to life, health, or safety of a large number of people, or to maintain essential public or other community services, or

(v) The item is needed to replace an item which has been destroyed by flood, fire, tornado, or other act of God, and the item is essential to the continued operation of the plant, facility, service, or the item is to be used on a farm, or

(vi) The item is needed for construction on a home to be occupied by a World War II veteran, and the application is made by the veteran. (In such cases, priorities assistance will be granted without a showing that the veteran is unable to get other suitable accommodations in accordance with the policy established by Congress in the Independent Offices Appropriation Act of 1946), or

(vii) In the case of machinery and equipment, other than as provided above, the item is essential to the continued operation of the plant, facility, or service, and is needed in an emergency to replace equipment which is actually broken down and is not repairable, or to replace equipment which has been condemned by public authority or by insurance underwriters as unsafe, which is not repairable and must be replaced under requirements of law or insurance contracts; or the item is a "bottleneck item", most of the equipment being present or obtainable without priorities assistance, and it is needed to maintain or begin operations in a plant at the minimum economic rate, or

(viii) In the case of construction, other than veterans' homes under (d) (1) (vi), the material or item is a bottleneck item, a great majority of materials being obtainable without priorities assistance, and it is needed to complete construction required for reconversion or other essential needs, or

(ix) The item is a repair part needed to prevent imminent breakdown of equipment which is essential to the continued operation of the plant, facility or service, or

(x) The item is needed to incorporate into a product to be delivered on a CC rating; and the item is not on hand or available on order, or

(xi) Where for other reasons, failure to obtain delivery of the item would result in unreasonable and exceptional hardship.

(2) Special consideration will be given to the needs of small business, and to the business needs of World War II veterans.

(3) CPA will not grant a CC rating in cases where it would preempt an undue proportion of the limited amounts available. If a material is in such short supply that it is generally hard to obtain, CPA may provide other procedures rather than a rating under this regulation.

(4) In addition to the above, CC ratings may be granted for textile and related items for certain uses as provided in orders in the M-317 series and the M-328 series, and their schedules and directions.

(e) *CC ratings for export*—(1) *In general.* In the case of materials for export (other than those textiles and related items referred to in paragraph (f) (2) below), applications from Canada should be filed with the Priorities officer of Canada, and will be handled on the same basis as United States applications. In the case of other exports, CPA will assign a CC rating to materials where it is demonstrated that a rating is necessary for procurement of materials in this country to prevent serious injury to the minimum essential civilian economies of friendly foreign nations or to obtain vitally needed supplies from foreign sources, or for other reasons of high public policy. Applications for such rating should be made to the Office of International Trade Operations of the Department of Commerce on the forms prescribed by that agency.

(2) *Certain textiles and related items.* For exports, including shipments to Canada, of cotton broad woven fabrics for which set-asides are provided in the distribution schedules of Order M-317A, seine twine, fish netting, and cotton yarn, CC ratings may be granted, on specific applications only, to the extent of the export programs fixed by the WPB or CPA. Applications for such rating should be made to the Office of International Trade Operations of the Department of Commerce, on the forms prescribed by that agency; except that for shipments to Canada applications should be filed with the Cotton Administrator of the Wartime Prices and Trade Board and will be acted on by the CPA.

Issued this 7th day of December 1945.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-21995; Filed, Dec. 7, 1945;
11:24 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Limitation Order L-99, as Amended October
19, 1945, Amdt. 1]

OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

Section 3290.46 *Limitation Order L-99* is amended by deleting from paragraph (e) (1) the words "with the field office of the War Production Board for

the district in which is located the plant or branch to which the appeal relates."

Issued this 7th day of December 1945.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-21993; Filed, Dec. 7, 1945;
11:24 a. m.]

Chapter XI—Office of Price Administration

PART 1418—TERRITORIES AND POSSESSIONS [RMPR 395, Amdt. 14]

TOYS AND GAMES IN VIRGIN ISLANDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 28 is amended to read as follows:

SEC. 28. *Maximum retail prices for toys and games.* The maximum retail prices for imported toys and games sold or delivered in the Virgin Islands of the United States shall be determined as follows:

(a) For toys and games purchased direct from a supplier in the continental United States, the retailer shall multiply his direct cost by 1.75.

(b) For toys and games purchased direct from a supplier outside the continental United States, the retailer shall multiply his direct cost by 1.50.

This amendment shall become effective as of December 12, 1945.

Issued this 7th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21996; Filed, Dec. 7, 1945;
11:31 a. m.]

Chapter XVIII—Office of Stabilization Administrator, Office of War Mobiliza- tion and Reconversion

[OES Reg. 1, Amdt. 5]

PART 4002—GRADING AND GRADE LABELLING GRADING AND GRADE LABELLING OF MEATS

A statement of the reasons involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Office of Economic Stabilization Regulation No. 1 is amended in the following respects:

1. A new paragraph (c) (6) is added to § 4002.2 to read as follows:

(6) Any person who sells or delivers sterile canned meat containing any proportion of beef or veal above Cutter and Canner or Cull grade, respectively, pursuant to the provisions of section 9 of Revised Maximum Price Regulation No. 156 shall have clearly printed upon the

* 10 F.R. 5941, 6946, 7799, 8069, 8533, 9227, 9925, 11437, 11305, 11810, 11308, 11669, 12311, 12811.

container a statement indicating the grade of meat contained in the can: *Provided*, That this requirement shall not apply in any case in which the seller has been granted a maximum price pursuant to section 9 of Revised Maximum Price Regulation No. 156 prior to December 6, 1945.

2. A new paragraph (g) is added to § 4002.3 to read as follows:

(g) Any person who sells or delivers sterile canned meat containing any proportion of lamb, yearling or mutton above Cull grade, pursuant to the provisions of section 9 of Revised Maximum Price Regulation No. 156 shall have clearly printed upon the container a statement indicating the grade of meat in the can: *Provided*, That this requirement shall not apply in any case in which the seller has been granted a maximum price pursuant to section 9 of Revised Maximum Price Regulation No. 156 prior to December 6, 1945.

This amendment shall become effective December 6, 1945.

Issued this 6th day of December 1945.
(E.O. 9250; E.O. 9328, 3 CFR, Cum. Supp.
pp. 1213, 1267; E.O. 9599 (10 F.R. 10155);
and E.O. 9620 (10 F.R. 12033))

J. C. COLLET,
Stabilization Administrator.

[F. R. Doc. 45-21965; Filed, Dec. 7, 1945;
9:51 a. m.]

Chapter XXIII—Surplus Property Administration

[SPA Reg. 5, Amdt. 2]

PART 8305—SURPLUS NONINDUSTRIAL REAL PROPERTY

TRANSFERS WITHOUT REIMBURSEMENT OR TRANSFER OF FUNDS

Surplus Property Administration Regulation 5, October 9, 1945 entitled, "Surplus Nonindustrial Real Property" (10 F.R. 12312, 14028), is hereby amended by adding the following sentence at the end of § 8305.12 (b) (3):

The disposal agency shall make such transfers of real property to Government agencies without reimbursement or transfer of funds whenever a transfer on such terms by the owning agency by which such property was declared surplus would be authorized by law to be made to the agency desiring such property.

This amendment shall become effective December 4, 1945.

W. STUART SYMINGTON,
Administrator.

DECEMBER 4, 1945.

[F. R. Doc. 45-21931; Filed, Dec. 7, 1945;
11:03 a. m.]

[SPA Reg. 10, Amdt. 1]

PART 8310—GOVERNMENT OWNED INDUS- TRIAL REAL PROPERTY

TRANSFERS WITHOUT REIMBURSEMENT OR TRANSFER OF FUNDS

Surplus Property Administration Regulation 10, November 16, 1945, entitled,

"Government-Owned Industrial Real Property" (10 F.R. 14400), is hereby amended by adding the following sentence at the end of § 8310.6 (b):

The disposal agency shall make such transfers of industrial real property to Government agencies without reimbursement or transfer of funds whenever a transfer on such terms by the owning agency by which such property was declared surplus would be authorized by law to be made to the agency desiring such property.

This amendment shall become effective December 4, 1945.

W. STUART SYMINGTON,
Administrator.

DECEMBER 4, 1945.

[F. R. Doc. 45-21982; Filed, Dec. 7, 1945;
11:09 a. m.]

[SPA Reg. 16, Amdt. 2]

**PART 8316—SURPLUS AIRPORT PROPERTY
TRANSFERS WITHOUT REIMBURSEMENT OR
TRANSFER OF FUNDS**

Surplus Property Administration Regulation 16, November 16, 1945, entitled "Surplus Airport Property" (10 F.R. 14204, 14628), is hereby amended by adding the following sentence at the end of § 8316.18 (b):

The disposal agency shall make such transfers of airport property to Government agencies without reimbursement or transfer of funds whenever a transfer on such terms by the owning agency by which such property was declared surplus would be authorized by law to be made to the agency desiring such property.

This amendment shall become effective December 4, 1945.

W. STUART SYMINGTON,
Administrator.

DECEMBER 4, 1945.

[F. R. Doc. 45-21983; Filed, Dec. 7, 1945;
11:09 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service

**PART 2—GENERAL RULES AND REGULATIONS
PRIVATE LANDS; DISCRIMINATION IN FURNISHING PUBLIC ACCOMMODATIONS**

Title 36, Chapter I, Part 2, Code of Federal Regulations is amended as follows:

Section 2.32 *Private lands* is amended by eliminating the words "and 2.28" and inserting in lieu thereof the words "2.28, and 2.61" in paragraph (e).

A new § 2.61 is added, providing as follows:

§ 2.61 *Discrimination in furnishing public accommodations.* The proprietor, owner, or operator and the employees of any hotel, inn, lodge, or other public accommodation within areas administered by the National Park Service are pro-

hibited from (a) publicizing such facilities in any manner that would directly or inferentially reflect upon or question the acceptability of the patronage of any person or persons because of race, creed, color, or national origin; and (b) discriminating against any person or persons because of race, creed, color, or national origin by refusing to furnish such person or persons any accommodations, facilities, or privileges offered to or enjoyed by the general public.

(39 Stat. 535; 16 U.S.C. sec 3)

Issued this 4th day of December 1945.

[SEAL] HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 45-21964; Filed, Dec. 7, 1945;
9:31 a. m.]

Notices

DEPARTMENT OF THE TREASURY.

Bureau of Customs.

[T. D. 51364]

**RECORDS OF ENTRY AND CLEARANCE OF
VESSELS**

**AUTHORIZATION GRANTED TO OPEN FOR
PUBLIC INSPECTION**

In accordance with the provisions of the last clause of the last sentence of § 4.95 of the Customs Regulations of 1943 (19 CFR, Cum. Supp. 4.95), authorization is hereby granted to collectors of customs to open to public inspection the records of entry and clearance of vessels and permits to proceed during the remainder of the period covered by any presently effective proclamation of the President that a state of war exists in which the United States is a neutral or a belligerent.

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

Approved: December 6, 1945.

FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 45-22014; Filed, Dec. 7, 1945;
11:51 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 1895]

**AMERICAN AIRLINES, INC.; OKLAHOMA CITY-
TUCSON; OKLAHOMA CITY-PHOENIX
NONSTOP**

NOTICE OF ORAL ARGUMENT

In the matter of the application of American Airlines, Inc., for authority to inaugurate nonstop service between Oklahoma City and Tucson and between Oklahoma City and Phoenix under § 238.3 of the Board's Economic Regulations.

Notice is hereby given that the above-entitled matter is assigned for oral argument on December 10, 1945, 10 a. m. (EST), in Room 5042 Commerce Building, 14th Street and Constitution Avenue, N. W., Washington, D. C., before the Board.

Dated Washington, D. C., December 6, 1945.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-21966; Filed, Dec. 7, 1945;
10:35 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-655]

EL PASO NATURAL GAS CO.

NOTICE OF AMENDED APPLICATION

DECEMBER 4, 1945.

Notice is hereby given that El Paso Natural Gas Company ("applicant"), a Delaware corporation with its principal place of business at El Paso, Texas, first having obtained leave so to do,¹ filed with the Federal Power Commission as of October 29, 1945, its first amended application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize applicant to construct and operate certain facilities hereinafter described.

In its first amended application, applicant states that it files such application in lieu of its original application filed herein August 10, 1945, and requests the Commission to set a hearing on the amended application.

Applicant owns and operates a natural-gas transmission pipeline system extending from Jal, Lea County, New Mexico, in a general westerly direction across portions of Texas, New Mexico and Arizona to Phoenix and Ajo, Arizona. Among other operations, it purchases natural gas in the Lea County field in New Mexico and delivers the same to other companies for distribution in numerous communities in Arizona, New Mexico and Texas, and to industrial customers in said States.

The project or facilities, for which a certificate is sought are as follows:

(1) A 24-inch transmission line beginning at a point near Dumas in Moore County, Texas, and proceeding south-westerly a distance of 272 miles to applicant's Jal No. 1 plant which is located approximately four miles south of the Town of Jal, in Lea County, New Mexico. This 24-inch pipe line will have an initial capacity of 55,000,000 cu. ft. of gas per day.

(2) A 26-inch transmission line beginning at applicant's Jal No. 1 plant which is located approximately four miles south of the Town of Jal, in Lea County, New Mexico, and proceeding thence in a westerly direction a distance of approximately 720 miles to the border-line between California and Arizona near Blythe, California. This 26-inch transmission line will have an initial delivery capacity of 125,000,000 cu. ft. of gas per day the first year and 175,000,000 cu. ft.

¹ Order of the Federal Power Commission entered November 30, 1945, allowing amendment of application in the Matter of El Paso Natural Gas Company, Docket No. G-655.

of gas per day the second year, and ultimately a delivery capacity of 305,000,000 cu. ft. of gas per day.

(3) 29 miles of 18-inch spiral welded pipe line for the purpose of transporting gas from the TXL-Wheeler Field in Ector and Winkler Counties, Texas, to applicant's proposed compressor station which will be constructed at applicant's Jal No. 1 plant located approximately four miles south of the Town of Jal, in Lea County, New Mexico. It is contemplated that said line will have an initial capacity of 20,000,000 cu. ft. of gas per day.

(4) 37 miles of 30-inch spiral welded pipe line for the purpose of transporting gas from the Fullerton Field in Andrews County, Texas, to applicant's proposed compressor station which will be constructed at applicant's Jal No. 1 plant in Lea County, New Mexico. It is contemplated that said line will have an initial capacity of 27,500,000 cu. ft. per day.

(5) 4.1 miles of 12¾-inch pipe line for the purpose of transporting gas from the Keystone-Ellenberger Field in Winkler County, Texas, to join onto applicant's present 10¾-inch gathering line in Winkler County, Texas. This 12¾-inch pipe line will have an initial capacity of 25,000,000 cu. ft. per day.

(6) The following compressor stations:

(a) A compressor station with five 1,000-horsepower units, together with the necessary equipment for the operation of same, which is to be located within two miles of the southeast corner of Section 198, Block 44, H. & T. C. R. R. Company Survey, in Moore County, Texas. It is contemplated that said station will have a capacity of 55,000,000 cu. ft. of gas per day.

(b) A compressor station with five 800-horsepower units, and fourteen 1,000-horsepower units, together with the necessary equipment for the operation of the same, which is to be located near applicant's Jal No. 1 plant. It is contemplated that said station will have a capacity of 176,880,000 cu. ft. of gas per day output.

(c) An addition to applicant's Eunice compressor station located in Section 5 Township 21 South of Range 36 East, N. M. P. M., in Lea County, New Mexico, of nine 1,200-horsepower units, together with the necessary equipment for the operation of same. It is contemplated that said addition will add 55,000,000 cu. ft. of gas per day to the present capacity of said compressor station.

(d) A compressor station with seven 1,200-horsepower units, together with the necessary equipment for the operation of the same, which is to be located approximately thirteen miles southeast of the Town of Lordsburg, in Hidalgo County, New Mexico. It is contemplated that said station will have a capacity of 175,000,000 cu. ft. of gas per day output.

(7) The following gas purification and dehydration plants:

(a) A gas purification plant at applicant's Eunice compressor station located in Lea County, New Mexico, with a capacity of 55,000,000 cu. ft. of gas per day in addition to the present purification plant, located at said point.

(b) Construct and place in operation a gas purification plant at applicant's Jal No. 1 plant, situated approximately four miles south of the Town of Jal, in Lea County, New Mexico, with a capacity of 72,000,000 cu. ft. of gas per day.

(c) Construct and place in operation a dehydration plant to be located at applicant's Jal No. 1 plant, with a capacity of 66,000,000 cu. ft. of gas per day.

(d) Construct and place in operation a dehydration plant with a capacity of 55,000,000 cu. ft. of gas per day to be located on the discharge side of the compressor station mentioned in subparagraph (6) (a) above.

(8) The following compressor stations:

(a) A compressor station with 1,200-horsepower units, together with the necessary equipment for the operation of the same, which is to be located on the aforesaid 26-inch pipe line 115.7 miles west of the compressor station mentioned in subparagraph (6) (d) above.

(b) A compressor station with eleven 1,200-horsepower units together with the necessary equipment for the operation of the same, which is to be located on the aforesaid 26-inch pipe line 233.7 miles west of the compressor station mentioned in subparagraph (6) (d) above.

(c) A compressor station with twelve 1,200 horsepower units, together with the necessary equipment for the operation of the same, which is to be located on the aforesaid 26-inch pipe line 113.2 miles east of the compressor station mentioned in subparagraph (6) (d) above.

(d) A compressor station with fifteen 1,000 horsepower units, together with the necessary equipment for the operation of the same, which is to be located on the aforesaid 26-inch pipe line 223.9 miles east of the compressor station mentioned in subparagraph (6) (d) above.

(e) An increase in the capacity of said compressor station mentioned in subparagraph (6) (d) above by the installation of five additional 1,200 horsepower units, together with the necessary equipment for the operation of the same.

(f) An increase in the capacity of the compressor station mentioned in subparagraph (6) (a) above by the installation of twelve additional 1,000 horsepower units, together with the necessary equipment for the operation of the same.

(g) An increase in the capacity of the compressor station mentioned in subparagraph (6) (b) above by the installation of five additional 1,000 horsepower units, together with the necessary equipment for the operation of the same.

(h) A compressor station with nine 1,000 horsepower units, together with the necessary equipment for the operation of the same, which is to be located on the aforementioned 24-inch pipe line 133 miles south of the compressor station mentioned in subparagraph (6) (a) above.

(9) The following additions to the purification and dehydration plants:

(a) An increase in the capacity of the dehydration plant mentioned in subparagraph (7) (d) above from 55,000,000 cu. ft. of gas per day to 193,000,000 cu. ft. of gas per day.

The first amended application states that applicant intends to begin construc-

tion of the above-described facilities as soon as materials can be secured, and to complete the same with all reasonable dispatch for delivery of gas in California in 1947, except as to the facilities described in subparagraphs (8) and (9) above and as to such facilities it is contemplated that construction thereof will be started prior to March 1, 1950, and completed in time to make delivery of gas to Southern California Gas Company and Southern Counties Gas Company of California¹ in 1951 and 1952 in compliance with a contract between applicant and the said companies.

The first amended application asserts that it is anticipated that there will be a shortage of gas available to the gas companies in southern California in 1947 of approximately 125,000,000 cu. ft. per day and that said shortage will be approximately 175,000,000 cu. ft. per day in 1948, and that such shortage will increase over the succeeding five years to a total of approximately 305,000,000 cu. ft. per day. Applicant states that the proposed pipeline is to meet this expected shortage, and that it is designed to deliver at its western terminus on the Colorado River 175,000,000 cu. ft. of gas per day with the use of the compressor stations above-described and by the addition of compressor stations along the proposed line the total delivery capacity of the line can be increased to 305,000,000 cu. ft. per day.

Applicant estimates the initial capital costs of facilities to deliver 125,000,000 cu. ft. of gas per day would be \$27,822,000; additional capital costs to increase deliveries to 175,000,000 cu. ft. per day would be \$3,365,000; and further additional capital costs to increase delivery capacity to 305,000,000 cu. ft. per day \$14,038,000.

Applicant proposes to issue and sell \$22,000,000 of 3% bonds at \$102.00 plus accrued interest, which bonds will be an obligation on all of applicant's property. Applicant proposes to issue \$6,000,000 of additional preferred stock (4.5%) at par.

Applicant proposes to offer 100,000 shares of common stock at \$30.00 per share to its present stockholders. Applicant states that a bank (unnamed) has agreed to lend applicant any additional money required to construct the facilities herein described up to \$7,500,000 at 2% interest, with principal payable at the rate of \$750,000 per year for six years and the unpaid balance of said loan of \$3,000,000 being payable in seven years.

The first amended application recites that the agreed rate at which gas is to

¹On October 26, 1945, a joint application was filed with the Federal Power Commission by Southern California Gas Company and Southern Counties Gas Company of California, Docket No. G-675, for a certificate of public convenience and necessity pursuant to Section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of a 28-inch natural-gas transmission pipeline approximately 214 miles in length, extending in an easterly direction from a point near Santa Fe Springs in the vicinity of Los Angeles, California, to a point on the Arizona-California boundary line near Blythe, Riverside County, California, where it would connect with the pipeline proposed by El Paso Natural Gas Company.

be sold to Southern California Gas Company and Southern Counties Gas Company of California is as follows: A demand charge of \$1.00 per month per thousand cubic feet of maximum contracted daily demand, plus commodity charges as follows:

	Per Mcf
1st 500,000 Mcf per month.....	\$0.15
Next 500,000 Mcf per month.....	.11
Over 1,000,000 Mcf per month.....	.095

Any person desiring to be heard or to make any protest with reference to said first amended application should, on or before December 20, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-21961; Filed, Dec. 7, 1945;
9:31 a. m.]

[Docket No. G-682]

INTERSTATE NATURAL GAS CO., INC.

NOTICE OF APPLICATION

NOVEMBER 30, 1945.

Notice is hereby given that on November 21, 1945, an application was filed with the Federal Power Commission by Interstate Natural Gas Company, Inc. ("applicant"), a Delaware corporation with its principal place of business in Monroe, Louisiana, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the sale of natural gas to the Town of Slaughter, Louisiana.

Applicant proposes to sell and deliver natural gas to the Town of Slaughter from a tap on applicant's main pipeline, which extends from the Monroe Gas Field in northern Louisiana through part of Mississippi and back into Louisiana to a point in Baton Rouge. This tap will be located near the Town of Slaughter, Louisiana, and the only new facilities to be installed by applicant will be a meter setting at the tap, and the delivery will take place at the outlet of applicant's meter.

The Town of Slaughter has not had any kind of gas service, and for the purpose of distributing gas to be purchased from applicant it will install a distribution system. Under the contract the Town of Slaughter has six (6) months from September 17, 1945, within which to install all necessary pipelines and equipment in order to render local gas service, and if it does not meet this condition the contract becomes void.

The prices to be paid by the Town of Slaughter to applicant for gas purchased under the contract are:

For the first twenty-five thousand (25,000) Mcf of natural gas sold and delivered in any month—15¢ per Mcf.

For all in excess of twenty-five thousand (25,000) Mcf of natural gas sold and delivered in each such month—12¢ per Mcf.

Any person desiring to be heard or to make any protest with reference to the

application should, on or before December 15, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-21963; Filed, Dec. 7, 1945;
9:31 a. m.]

[Docket Nos. G-671 and G-682]

INTERSTATE NATURAL GAS CO., INC.

ORDER CONSOLIDATING PROCEEDINGS AND
FIXING DATE FOR HEARING

DECEMBER 4, 1945.

Upon consideration of the following applications filed by Interstate Natural Gas Company, Inc. (applicant) for certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended:

(a) Application filed October 4, 1945 (Docket No. G-671) for authority to sell and deliver natural gas to the Town of Clinton, Louisiana, for resale to local consumers, which involves applicant's construction and operation of a meter setting at the tap on its main interstate pipeline;

(b) Application filed on November 21, 1945 (Docket No. G-682) for authority to sell and deliver natural gas to the Town of Slaughter, Louisiana, for resale to local consumers, which involves applicant's construction and operation of a meter setting at the tap on its main interstate pipeline;

It appears to the Commission that:

Good cause exists for consolidating the above matters for purposes of hearing: The Commission orders that:

(A) The proceedings in Docket Nos. G-671 and G-682 be and they are hereby consolidated for the purposes of hearing;

(B) A public hearing be held with respect to the matters involved and the issues presented in the consolidated proceedings beginning on December 17, 1945, at 10:00 a. m. (EST) in the Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.;

(C) Interested State Commissions may participate in this hearing in accordance with § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-21962; Filed, Dec. 7, 1945;
9:31 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5372]

MICHAEL SCHREFFER

In re: Trust under will of Michael Schrepfer, deceased; File No. D-28-8281; E. T. sec. 9484.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Helen Federer, Edward Knauer, Agnes Knauer, Gustchen Bruckner, Marie Schrepfer and Mia Schrepfer, and each of them, in and to the trust created under the Will of Michael Schrepfer, late of Hartford, Connecticut, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Helen Federer, Germany.
Edward Knauer, Germany.
Agnes Knauer, Germany.
Gustchen Bruckner, Germany.
Marie Schrepfer, Germany.
Mia Schrepfer, Germany.

That such property is in the process of administration by The Hartford-Connecticut Trust Company, as executor and trustee under the Will of Michael Schrepfer, acting under the judicial supervision of the Court of Probate, District of Hartford, State of Connecticut;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21895; Filed, Dec. 6, 1945;
11:27 a. m.]

[Vesting Order 5373]

WILLIAM F. SCHWEGLER

In re: Estate of William F. Schwegler, deceased; File D-28-7830; E. T. sec. 8576.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Gottlieb Schwegler, Alfred Schwegler, Wilhelm Schwegler, Bertha Braun, Anna Eppensteiner and Louise Eppensteiner, and each of them, in and to the estate of William F. Schwegler, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Gottlieb Schwegler, Germany.
Alfred Schwegler, Germany.
Wilhelm Schwegler, Germany.
Bertha Braun, Germany.
Anna Eppensteiner, Germany.
Louise Eppensteiner, Germany.

That such property is in the process of administration by Walter Huettle, Eustis, Nebraska, as Executor of the estate of William F. Schwegler, deceased, acting under the judicial supervision of the County Court of Frontier County, Nebraska;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHALT,
Alien Property Custodian.

[F. R. Doc. 45-21696; Filed, Dec. 6, 1945; 11:27 a. m.]

[Vesting Order 5374]

AGNES RODATZ SNITZER

In re: Estate of Agnes Rodatz Snitzer, deceased; File D-28-1573; E. T. sec. 325.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Agnes S. Schultz and Miss Bertha Sander, and each of them, in and to the estate of Agnes Rodatz Snitzer, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Mrs. Agnes S. Schultz, Germany.
Miss Bertha Sander, Germany.

That such property is in the process of administration by the Metropolitan Trust Company, 11 South La Salle Street, Chicago, Illinois, as Administrator de bonis non with will annexed of the estate of Agnes Rodatz Snitzer, deceased, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHALT,
Alien Property Custodian.

[F. R. Doc. 45-21697; Filed, Dec. 6, 1945; 11:27 a. m.]

[Vesting Order 5375]

LOUIS STEIN

In re: Estate of Louis Stein, deceased; File D-28-9488; E. T. sec. 12812.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Willy Stein and Hulda Stein (Ottman), and each of them, in and to the estate of Louis Stein, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Willy Stein, Germany.
Hulda Stein (Ottman), Germany.

That such property is in the process of administration by William Stein, 311 West 104 Place, Chicago, Illinois, as Administrator of the estate of Louis Stein, deceased, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an

admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21898; Filed, Dec. 6, 1945;
11:27 a. m.]

[Vesting Order 5376]

J. A. SWENSON

In re: Estate of J. A. Swenson, deceased; File D-19-272; E. T. sec. 7962.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Heinrich Camin, Arthur Drussel, Herman Drussel, Martha Drussel, Ernest Drussel and Otto Drussel, and each of them, in and to the estate of J. A. Swenson, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heinrich Camin, Germany.
Arthur Drussel, Germany.
Herman Drussel, Germany.
Martha Drussel, Germany.
Ernest Drussel, Germany.
Otto Drussel, Germany.

That such property is in the process of administration by Allen G. Burke and G. H. Harms, Bancroft, Nebraska, as Co-executors of the estate of J. A. Swenson, deceased, acting under the judicial supervision of the County Court of Cuming County, Nebraska;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21899; Filed, Dec. 6, 1945;
11:27 a. m.]

[Vesting Order 5377]

ZIGA VASZIL

In re: Estate of Ziga Vaszil, deceased; File D-17-593; E. T. sec. 12749.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Susie Kasko and Lidia Banyacski, and each of them, in and to the estate of Ziga Vaszil, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Susie Kasko, Hungary.
Lidia Banyacski, Hungary.

That such property is in the process of administration by Rev. Stephen Csepke, 105 West Second Street, Niles, Ohio, as Administrator of the estate of Ziga Vaszil, deceased, acting under the judicial supervision of the Probate Court of Trumbull County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21900; Filed, Dec. 6, 1945;
11:27 a. m.]

[Vesting Order 5378]

ELIZABETH VOTAW ET AL.

In re: Elizabeth Votaw vs. Anna Zillman et al.; File D-57-398; E. T. sec. 13328.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Zillman in and to the proceeds of the real estate sold pursuant to court order in a partition suit entitled: "Elizabeth Votaw vs. Anna Zillman et al., No. 85,155" in the Court of Common Pleas of Stark County, Ohio,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Rumania, namely,

National and Last Known Address

Anna Zillman, Rumania.

That such property is in the process of administration by the Sheriff of Stark County, Canton, Ohio, Depositary, acting under the judicial supervision of the Court of Common Pleas of Stark County, Ohio;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be deter-

mined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21901; Filed, Dec. 6, 1945;
11:27 a. m.]

[Vesting Order 5379]

PAULA WAGNER

In re: Estate of Paula Wagner, deceased; File No. D-28-9367; E. T. sec. 12407.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Theodore Wagner in and to the Estate of Paula Wagner, late of Meriden, Connecticut, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Theodore Wagner, Germany.

That such property is in the process of administration by Elfriede W. Lehmann, as Administratrix of the Estate of Paula Wagner, deceased, acting under the judicial supervision of the Court of Probate of the District of Meriden, Connecticut;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in

lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21902; Filed, Dec. 6, 1945;
11:27 a. m.]

[Vesting Order 5380]

KARL E. WAHLE

In re: Estate of Karl E. Wahle, deceased; File D-28-9815; E. T. sec. 13823.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Maria Bork and Heinrich Wahle, and each of them, in and to the Estate of Karl E. Wahle, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Maria Bork, Germany.
Heinrich Wahle, Germany.

That such property is in the process of administration by William Radke, as Executor, acting under the judicial supervision of the Orphans' Court of Allegheny County, Pittsburgh, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be

determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21903; Filed, Dec. 6, 1945;
11:27 a. m.]

[Vesting Order 5381]

GUSTAV L. WEBER

In re: Estate of Gustav L. Weber, deceased; File D-28-1529; E. T. sec. 175.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herman Weber, Marie Calle, Amalie Wagner, Auguste Straub and Charlotte Dreyer, and each of them, in and to the estate of Gustav L. Weber, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and last known address

Herman Weber, Germany.
Marie Calle, Germany.
Amalie Wagner, Germany.
Auguste Straub, Germany.
Charlotte Dreyer, Germany.

That such property is in the process of administration by Will B. Weber, 1505 Leikin Avenue, Great Bend, Kansas, and George H. Hanken, Albert, Kansas, as Administrators of the estate of Gustav L. Weber, deceased, acting under the judicial supervision of the Probate Court of Barton County, Great Bend, Kansas;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21904; Filed, Dec. 6, 1945;
11:28 a. m.]

[Vesting Order 5382]

WILL B. WEBER ET AL.

In re Will B. Weber vs. Edward John Schultz et al.; File D-28-8904; E. T. sec. 11134.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: The sum of \$3,222.92 deposited with the Clerk of the District Court of Barton County, Kansas, pursuant to the order of the District Court of Barton County, Kansas, entered on the 18th day of November, 1944, in a partition suit entitled "Will B. Weber vs. Edward John Schultz et al.", Case No. 15774,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herman Weber, Germany.
Marie Calle, Germany.
Amalie Wagner, Germany.
Auguste Straub, Germany.
Charlotte (Drayer) Dreyer, Germany.

That such property is in the process of administration by the Clerk of the District Court of Barton County, Great Bend, Kansas, as Depositary, acting under the judicial supervision of the District Court of Barton County, Great Bend, Kansas;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated,

and otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21905; Filed, Dec. 6, 1945;
11:28 a. m.]

[Vesting Order 5383]

FRED WOEBKENBERG

In re: Estate of Fred Woebkenberg, deceased; File D-28-3867; E. T. sec. 6609.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mary Bultmann, Joseph Bultmann, Marie Huser and Elsie Huser, and each of them, in and to the estate of Fred Woebkenberg, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Mary Bultmann, Germany.
Joseph Bultmann, Germany.
Marie Huser, Germany.
Elsie Huser, Germany.

That such property is in the process of administration by John J. Weymann, 316 Dunn Street, Lockland, Ohio, as Executor of the estate of Fred Woebkenberg, deceased, acting under the judicial supervision of the Probate Court of Hamilton County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification,

and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21906; Filed, Dec. 6, 1945;
11:28 a. m.]

[Vesting Order 5384]

CARL ZIESMAN ET AL.

In re: Carl Ziesman et al. vs. Ernst Ziesman et al.; File D-28-3508; E. T. sec. 5713.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Ernst Ziesman, Minna Ziesman, Franz Ziesman, Bertha Ziesman Garbe, August Ziesman, Franz Ziesman, Bertha Ziesman, Marie Ziesman, Helen Ziesman, Willie Ziesman, Franz Ziesman, Frieda Ziesman, Elizabeth Ziesman, Gertrude Ziesman, Irma Ziesman, Karl Lettow, Reinhold Lettow, Augusta Hoftman, Emma Machand, Elizabeth Koehn, Martha Rahmow, Marie Koehn (Kahn), Carl Koehn (Kahn), Richard Kosanke, Fred Kosanke, Franz Kosanke and Hedwig Hilderbrand, and each of them, in and to the proceeds and rentals of the real estate sold pursuant to court order in a partition suit entitled "Carl Ziesman et al. vs. Ernst Ziesman et al." No. 50-51, in the District Court of Iowa in and for Hardin County,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Ernst Ziesman, Germany.
 Minna Ziesman, Germany.
 Franz Ziesman, (son of Wilhelmina Ziesman, deceased), Germany.
 Bertha Ziesman Garbe, Germany.
 August Ziesman, Germany.
 Franz Ziesman, (son of Henry Ziesman, deceased), Germany.
 Bertha Ziesman, Germany.
 Marie Ziesman, Germany.
 Helen Ziesman, Germany.
 Willie Ziesman, Germany.
 Franz Ziesman, (son of Herman Ziesman, deceased), Germany.
 Frieda Ziesman, Germany.
 Elizabeth Ziesman, Germany.
 Gertrude Ziesman, Germany.
 Irma Ziesman, Germany.
 Karl Lettow, Germany.
 Reinhold Lettow, Germany.
 Augusta Hofman, Germany.
 Emma Machandl, Germany.
 Elizabeth Koehn, Germany.
 Martha Rahmow, Germany.
 Marie Koehn (Kahn), Germany.
 Carl Koehn (Kahn), Germany.
 Richard Kosanke, Germany.
 Fred Kosanke, Germany.
 Franz Kosanke, Germany.
 Hedwig Hilderbrand, Germany.

That such property is in the process of administration by F. R. Ziesman, 1105-10th Avenue, Eldora, Iowa, as Referee, in the case entitled "Carl Ziesman et al. vs. Ernest Ziesman et al.", Partition Case #50-51, acting under the judicial supervision of the District Court of Iowa in and for Hardin County;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21807; Filed, Dec. 6, 1945;
 11:23 a. m.]

[Vesting Order 5369]

ALOIS HEIGL

In re: Estate of Alois Heigl, deceased;
 File D-28-9795; E. T. sec. 13787.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Joseph Heigl and Theresa Bower, also known as Theresa Bauer, and each of them, in and to the Estate of Alois Heigl, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Joseph Heigl, Germany.
 Theresa Bower, also known as Theresa Bauer, Germany.

That such property is in the process of administration by Frank Heclmer, as Administrator of the Estate of Alois Heigl, acting under the judicial supervision of the District Court of the Seventeenth Judicial District of the State of Montana, in and for the County of Valley;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 24, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21803; Filed, Dec. 6, 1945;
 11:23 a. m.]

[Vesting Order 5387]

DORA MARQUARDT

In re: Guardianship of Dora Marquardt, an incompetent; File F-28-13042; E. T. sec. 11016.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All the property and estate of Dora Marquardt of any nature whatsoever in the possession of Lucy Marquardt, as Executrix of the Estate of Jacob Marquardt, deceased, Guardian of the Estate of Dora Marquardt, an incompetent, including particularly, an undivided one-half interest in that certain real property particularly described as follows:

West 70 acres of the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 5, T. 2N. R. 8 E. M. D. B. and M. in the County of San Joaquin, State of California, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Dora Marquardt, Germany.

That such property is in the process of administration by Lucy Marquardt, as Executrix of the Estate of Jacob Marquardt, deceased, Guardian of the Estate of Dora Marquardt, an incompetent, acting under the judicial supervision of the Superior Court of the State of California in and for the County of San Joaquin;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the

Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21909; Filed, Dec. 6, 1945;
11:28 a. m.]

[Vesting Order 5388]

ROSA MARQUARDT

In re: Guardianship of Rosa Marquardt, an incompetent; File No. F-28-13041; E. T. sec. 11053.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All the property and estate of Rosa Marquardt of any nature whatsoever in the possession of Lucy Marquardt, as Executrix of the Estate of Jacob Marquardt, deceased, Guardian of the Estate of Rosa Marquardt, an incompetent, including particularly,

an undivided one-half interest in that certain real property particularly described as follows:

West 70 acres of the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 5, T. 2 N., R. 8 E., M. D. B. and M. in the County of San Joaquin, State of California,

together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries.

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Rosa Marquardt, Germany.

That such property is in the process of administration by Lucy Marquardt, as Executrix of the Estate of Jacob Marquardt, deceased, Guardian of the Estate of Rosa Marquardt, an incompetent, acting under the judicial supervision of the Superior Court of the State of California in and for the County of San Joaquin;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21967; Filed, Dec. 7, 1945;
10:56 a. m.]

[Vesting Order 5389]

FREDERICK C. SCHWARTZ

In re: Estate of Frederick C. Schwartz, deceased; File No. D-28-9862; E. T. sec. 13911.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Lena Lange, Marie Dornseif and Karl Lange, and each of them, in and to the Estate of Frederick C. Schwartz, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Lena Lange, Germany.
Marie Dornseif, Germany.
Karl Lange, Germany.

That such property is in the process of administration by Ottomar D. Schwartz, as Executor, acting under the judicial supervision of the Surrogate's Court, Niagara County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21968; Filed, Dec. 7, 1945;
10:56 a. m.]

[Vesting Order 5394]

HENRY DULLWEBER

In re: Estate of Henry Dullweber, deceased; File D-28-8777; E. T. sec. 10726.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of George Dullweber, Fritz Ells, Emma Ells Mueller, Edward Ells, Johanne Ells, and other heirs of Frau Fritz Ells (excepting Henry Ells, a resident of the United States) whose names are unknown, and each of them, in and to the Estate of Henry Dullweber, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

George Dullweber, Germany.
Fritz Ells, Germany.
Emma Ells Mueller, Germany.
Edward Ells, Germany.
Johanne Ells, Germany.

Other heirs of Frau Fritz Ells (excepting Henry Ells, a resident of the United States) whose names are unknown, Germany.

That such property is in the process of administration by Herman Kahling, 11 Allison Street, Cincinnati, Ohio, as Executor

of the Estate of Henry Dullweber, deceased, acting under the judicial supervision of the Probate Court of Hamilton County, Ohio.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 27, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-21969; Filed, Dec. 7, 1945;
10:56 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 591, Order 157]

COPELAND REFRIGERATION CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Reach-In Type Commercial Refrigerators manufactured by the Copeland Refrigeration Corporation, Sidney, Ohio, and as described in the application dated October 19, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distrib- utors	Dealers	Con- sumers
No. 160, 16.5 cu. ft. 14-bp. condensing unit, plain coil	\$220	\$234	\$440
No. 160, 16.5 cu. ft. 14-bp. condensing unit, ice cut coil	245	253	450

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except retailers, including allowable transportation and crating charges.

(f) The Copeland Refrigeration Corporation, of Sidney, Ohio, shall stencil on the lid or cover of the Reach-In type commercial refrigerator covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 157 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21948; Filed, Dec. 6, 1945;
11:43 a. m.]

[MPR 591, Order 159]

PERFECT MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, including screws, for sales by any person of the Automatic Window Sash Lock manufac-

tured by the Perfect Manufacturing Company of Seattle 3, Washington and as described in the application dated October 15, 1945 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Jobbers	Dealers	Con- sumers
Window sash lock	Per dozen \$2.70	Per dozen \$3.60	Each \$0.45

(b) The maximum net prices specified in (a) above on sales to jobbers and dealers shall be:

(i) In quantities of less than 40 dozen—f. o. b. point of manufacture.

(ii) In quantities of 40 dozen and more—f. o. b. point of destination with full freight allowed.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except retailers, upon resale.

(e) The Perfect Manufacturing Company of Seattle, Washington shall print in a conspicuous place on the boxes or cards containing the item covered by this order, substantially the following:

OPA Maximum Retail Price—\$0.45

(f) The Perfect Manufacturing Company of Seattle, Washington shall submit to this Office 90 days after the effective date of this order, the following information:

(1) Profit & Loss Statement for the 90 days period immediately following the effective date of this order.

(2) A complete breakdown of actual current total cost to make and sell the automatic window sash lock.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21950; Filed, Dec. 6, 1945;
11:43 a. m.]

[MPR 590, Order 263]

YOUTH FORM LINGERIE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Order 269 establishing ceiling prices at retail for

certain articles; Docket No. 6063-580-13-385.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Youth Form Lingerie Co., 38 East 30th Street, New York 16, New York having the brand name "Youth Form", and described in the manufacturer's application dated November 9, 1945:

LADIES' RAYON SLIPS		
Style range	Manufacturer's selling price	Retail ceiling price
	<i>Per doz.</i>	<i>Per unit</i>
900.....	\$22.50	\$2.95
800.....	24.00	3.50
1300.....	31.50	3.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after January 15, 1946 Youth Form Lingerie Co. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Price—\$-----

On and after February 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to February 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 6, 1945.

Issued this 6th day of December 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-21957; Filed, Dec. 6, 1945;
4:13 p. m.]

[SO 119, Order 26]

CONLON CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to sections 13 and 14 of Supplementary Order No. 119; *It is ordered:*

(a) This order establishes ceiling prices for sales of the four models of ironers and eight models of washing machines listed in subparagraph (2) below, manufactured by the Conlon Corporation, 1806-1828 South 52d Avenue, Chicago, Illinois.

(1) The manufacturer shall determine his ceiling prices for each model in accordance with the provisions of sections 3 and 5 of Maximum Price Regulation No. 86, except that he shall increase his ceiling prices for each model by 9.3 percent instead of 7.7 percent as provided in section 5.

(2) Distributors shall determine their ceiling prices for sales to dealers of each model in accordance with the provisions of section 15 of Maximum Price Regulation No. 86, except that each distributor pricing under Rules 5 or 6 of that section shall increase the highest price charged by him for the same machine (or for a model differing from it by minor changes only and priced under section 6 of Maximum Price Regulation No. 86) by 6.4 percent instead of 4.9 percent as provided in section 15.

(3) The ceiling prices for sales by dealers in each zone for the models listed below are as follows:

Article	Models	Dealers ceiling prices to consumers		
		Zone 1	Zone 2	Zone 3
Ironer.....	R 100.....	\$126.95	\$131.95	\$136.95
	C 76.....	111.95	116.95	121.95
	C 88.....	121.95	126.95	131.95
	R 87.....	116.95	121.95	126.95
Washer.....	19 P.....	106.50	111.50	116.50
	19.....	96.50	101.50	106.50
	17 P.....	101.50	106.50	111.50
	17.....	91.50	96.50	101.50
	33 SP.....	101.50	106.50	111.50
	39 S.....	91.50	96.50	101.50
	15 P.....	91.50	96.50	101.50
	15.....	81.50	86.50	91.50

These ceiling prices are subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1. South Dakota, Nebraska, Kansas, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Kentucky, Tennessee, Indiana, Ohio, West Virginia, Virginia, Maryland, Delaware, New Jersey, Pennsylvania, New York, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, Maine, Michigan and the District of Columbia.

Zone 2. North Dakota, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, North Carolina.

Zone 3. Washington, Oregon, California, Nevada, Idaho, Montana, Wyoming, Utah, Colorado, Arizona, New Mexico, Texas and Florida.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent

that these provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 7th day of December, 1945.

Issued this 6th day of December, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21952; Filed, Dec. 6, 1945;
11:35 a. m.]

[RPS 40, Order 31]

ALOFS MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1346.1 (b) (3) of Revised Price Schedule No. 40; *It is ordered:*

(a) The maximum net prices, including screws, for sales by any person of the AMC Chain and Spring Door Stop manufactured by the Alofs Manufacturing Company of Grand Rapids, Michigan and as described in the application dated October 8, 1945 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Jobbers	Retailers	Consumers
AMO chain and spring door stop.....	\$0.27	\$0.30	\$0.55

(b) The maximum net prices set forth in (a) above on sales to jobbers and dealers are f. o. b. point of manufacture.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which the manufacturer and jobber extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during the period, October 1-15, 1941. Retailers shall extend the same price differential extended or which would have been extended during March 1942 on comparable sales of similar commodities.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except retailers, upon resale.

(e) The Alofs Manufacturing Company of Grand Rapids, Michigan, shall print on the box containing the Chain and Spring Door Stop covered by this order, the following:

OPA Maximum Retail Price (with screws)—\$0.55.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21922; Filed, Dec. 6, 1945;
11:35 a. m.]

[MPR 64, Rev. Order 183]

GEORGE D. ROPER CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order 183 under Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 10 and 11 of Maximum Price Regulation No. 64, it is ordered:

(a) *Manufacturer's maximum prices.* George D. Roper Corporation, Rockford, Illinois, may adjust its maximum prices for sales to the classes of purchaser named of the Models No. 5-3804, 5-3804 L. P. and 45-3804 CP gas stoves which it manufactures by amounts no higher than that set forth below opposite each class of purchaser:

Class of purchaser:	Permitted increase in maximum prices of each stove
Wholesalers, large retailers and utilities.....	\$4.07
Small retailers who carry stock.....	4.23
Small retailers who do not carry stock.....	4.51

The adjusted maximum prices are f. o. b. factory or warehouse and are subject to the manufacturer's customary terms, discounts, allowances and other price differentials which are no less favorable than those in effect during the period January 15-June 1, 1941. The classes of purchaser mentioned shall be defined in accordance with the manufacturer's custom of classifying his customers during the period January 15-June 1, 1941.

(b) *Wholesalers' maximum prices.* For sales in each zone by wholesale distributors of the Model No. 5-3804 L. P. gas stove which is equipped by the manufacturer to burn liquid petroleum gas, the adjusted maximum prices are as follows:

Model	Maximum prices for sales to retail dealer			
	Zone 1	Zone 2	Zone 3	Zone 4
5-3804 L. P.-----	Each \$90.49	Each \$93.11	Each \$95.33	Each \$95.97

These maximum prices are f. o. b. wholesale distributor's city and include the Federal excise tax. If the wholesale distributor sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater

than that set forth below opposite that item of equipment:

Additional equipment:	Amount which may be added
Pilot filter.....	\$0.03
Timer alarm.....	3.00

In all other respects these prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(c) *Retailers' maximum prices.* For sales in each zone by retailers, including public utilities, of the models of gas stoves listed below the adjusted maximum prices are as follows:

Model	Maximum prices for sales to ultimate consumer			
	Zone 1	Zone 2	Zone 3	Zone 4
5-3804 (equipped for city gas).....	Each \$123.05	Each \$123.68	Each \$124.72	Each \$124.25
45-3804 CP.....	144.67	145.26	151.6	151.25
5-3804 L. P. (equipped for liquid petroleum).....	149.72	150.05	151.6	157.00

These maximum prices include the Federal excise tax, delivery, and installation. If the retailer does not provide installation he shall compute his maximum price by subtracting \$6.00 from his maximum price as shown above for his sales on an installed basis. If the retailer sells any of the above stoves equipped with any of the items listed below, he may add to his ceiling price for the stove an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	Amount which may be added
Pilot filter.....	\$1.05
Timer alarm.....	4.65

In all other respects these prices are subject to each seller's customary terms, discounts, price differentials and other allowances (other than trade-in allowances) in effect on sales of similar articles.

(d) *Notification.* At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(e) *Labelling.* The manufacturer shall, before delivering any stove covered by this order after the effective date thereof, attach securely to the inside oven door panel a label containing all the following:

(1) The maximum retail prices for sales to ultimate consumers in each zone.

(2) A list of the states included in each zone.

(3) A statement that the maximum retail prices shown include the Federal excise tax, delivery and installation.

(4) A statement that if the seller does not provide installation his maximum price is \$6.00 less than the applicable maximum price shown on the label.

(5) A statement that if the seller, at the request of the purchaser, equips the

stove with a pilot filter he may add \$1.05 to the maximum price of the stove.

(6) A statement that if the seller, at the request of the purchaser, equips a stove with a timer alarm he may add \$4.65 to the maximum price of the stove.

(f) *Zones.* For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Michigan, Wisconsin, Illinois, and Indiana.

Zone 2. Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, Ohio, Virginia, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Kentucky, Tennessee, Arkansas, Missouri, Iowa, Minnesota, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and the District of Columbia.

Zone 3. Montana, Wyoming, Colorado, Texas, Louisiana, and Florida.

Zone 4. New Mexico, Arizona, Utah, Nevada, Idaho, Washington, Oregon, and California.

(g) This revised order may be revoked or amended by the Price Administrator at any time.

(h) This revised order shall become effective on the 6th day of December 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21923; Filed, Dec. 6, 1945;
11:33 a. m.]

[MPR. 63, Order 22]

EASY WASHING MACHINE CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Maximum Price Regulation No. 86; It is ordered:

(a) This order establishes ceiling prices for sales by dealers the Model 83S-46 spinner type washing machine manufactured by the Easy Washington Machine Corporation, Syracuse, New York. The ceiling prices for sales by dealers in each zone are as follows:

Dealer's ceiling prices to consumers			
Zone 1	Zone 2	Zone 3	Zone 4
Each \$124.05	Each \$124.05	Each \$124.05	Each \$119.05

These ceiling prices are subject to each dealer's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purpose of this order zones 1, 2 and 3 comprise the areas of the 43 states and the District of Columbia marked on the map of the United States furnished to the Office of Price Administration by the manufacturer, which is incorporated herein by reference. Copies of this map are on file with the Secretary of the Office of Price Administration in Washington, D. C. as well as with each Regional and District Office of the Office of Price Administration.

These maps are open for inspection by the public.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 7th day of December 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21924; Filed, Dec. 6, 1945;
11:35 a. m.]

[MPR 86, Order 23]

BENDIX HOME APPLIANCES, INC.
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 3 and 5 of Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the two models of washing machines manufactured by Bendix Home Appliances, Inc., 3300 West Sample Street, South Bend, Ind.

(1) Distributors shall determine their ceiling prices for sales to dealers of each of the models listed in subparagraph (2) below in accordance with the provisions of section 15 of Maximum Price Regulation No. 86.

(2) Ceiling prices for sales by dealers in each zone for the models listed below are as follows:

Model	Dealer's ceiling prices to consumers		
	Zone 1	Zone 2	Zone 3
Standard Automatic.....	Each \$159.50	Each \$162.50	Each \$169.50
Deluxe Automatic.....	179.50	182.50	189.50

No additional charges may be added to these ceiling prices except as follows:

If, at the request of the purchaser, a dealer installs any of the above machines, he may add \$10.00 to the applicable ceiling price for the machine shown in the above table. In all other respects these ceiling prices are subject to each retail seller's customary terms, discounts, allowances, and other price differentials in effect on similar articles.

(b) For the purposes of this order, installation shall include setting up the machine; bolting it to the floor or, at the option of the purchaser, otherwise securing it; making the hot and cold water connections; and providing two one half inch shutoff valves and up to eight feet of pipe for water lines, and up to five feet of drain hose, and up to five feet

of wire for connection to electric facilities provided by the purchaser.

(c) For purposes of this order, zones 1, 2 and 3 comprise the following states:

Zone 1. Minnesota, Iowa, Missouri, Wisconsin, Illinois, Tennessee, Michigan, Indiana, Kentucky, Alabama, Georgia, South Carolina, North Carolina, Ohio, Pennsylvania, West Virginia, Virginia, Maryland, New Jersey, Connecticut, Massachusetts, Rhode Island, New Hampshire, Vermont, Maine, North Dakota, South Dakota, Nebraska, Kansas, New York, Delaware, and District of Columbia.

Zone 2. Florida, Louisiana, Texas, Oklahoma, Mississippi, and Arkansas.

Zone 3. New Mexico, Arizona, California, Oregon, Nevada, Colorado, Utah, Wyoming, Washington, Montana, and Idaho.

(d) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the method established by this order for him to determine his ceiling prices for resales by the distributor. This notice may be given in any convenient form.

(e) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(f) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 7th day of December, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21925; Filed, Dec. 6, 1945;
11:36 a. m.]

[RMPP 136, Order 553]

KNICKERBOCKER STAMPING CO.

APPROVAL OF MAXIMUM PRICES

Order No. 553 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Knickerbocker Stamping Company. Docket No. 6083-136.21-615.

For reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation No. 136, *It is ordered:*

(a) The maximum prices for sales by the Knickerbocker Stamping Company of Parkersburg, West Virginia of "accurate" automatic can fillers shall be determined as follows: The manufacturer shall multiply by 105% the maximum net prices he had in effect to a purchaser of the same class on March 31, 1942.

(b) The maximum prices for sales by resellers of "accurate" automatic can fillers manufactured by Knickerbocker Stamping Company shall be determined as follows: The reseller shall add to the maximum net price he had in effect on March 31, 1942, the amount, in dollar-and-cents, by which his net invoiced cost

has been increased due to the adjustment granted the manufacturer by this order.

(c) The Knickerbocker Stamping Company shall notify each person who purchases "accurate" automatic can fillers for resale of the dollar-and-cents amounts by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21026; Filed, Dec. 6, 1945;
11:39 a. m.]

[MPR 188, Rev. Order 4277]

PREFERABLE PRODUCTS CORP.
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4277 under Maximum Price Regulation No. 188 is revised to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Preferable Products Corporation, 12 Howard Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Torchiere without glass reflector.....	000	\$9.08	\$9.50	\$17.10
Floor lamp.....	000	7.00	8.95	10.10

These maximum prices are for the articles described in the manufacturer's application dated August 22, 1945.

(2) For sales by all persons the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 7th day of December 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21927; Filed, Dec. 6, 1945;
11:36 a. m.]

[MPR 188, Order 4742]

KIRK HILL RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.153 of Maximum Price Regulation 188, it is ordered:

(a) *Applicability.* This order applies to sales at all levels of trade of CR-S bath mats that are manufactured by Kirkhill Rubber Company, 811 West 58th Street, Los Angeles, California, and described in this company's application of October 25, 1945.

(b) *Maximum prices.* The maximum net prices for sales of the commodity described in paragraph (a) of this order, shall be:

	To distributor	To wholesaler	To retailer	At retail
Bath mat No. 10, size 16" x 25" ---	Each \$0.6675	Each \$0.80	Each \$1.07	Each \$1.79
Bath mat No. 12, size 18" x 32" ---	1.05	1.29	1.73	2.83
Bath mat No. 13, size 14" x 23" ---	0.515	0.62	0.83	1.39
Bath mat No. 14, size 14" x 27" ---	0.57	0.67	0.89	1.49

Terms. The above prices are subject to the same cash discounts that the manufacturer, distributor, and wholesaler had in effect to each class of purchaser during March 1942.

(c) *Notification of maximum prices.* With or prior to the first delivery of a commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum

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retail price applicable thereto, as established by paragraph (b) of this order. If such reseller is a distributor or a wholesaler, the notification shall include the maximum price applicable to the distributor's or wholesaler's resales, as established by paragraph (b) of this order and a statement that such distributor or wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail prices as established by paragraph (b) of this order.

(d) All provisions of Maximum Price Regulation 188 not inconsistent with this order shall apply to the manufacturer's sales of the commodities priced by this order. All provisions of the General Maximum Price Regulation not inconsistent with this order shall apply to sales by distributors, wholesalers, and retailers of the commodities priced by this order.

(e) This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective December 7, 1945.

Issued this 6th day of December, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21923; Filed, Dec. 6, 1945;
11:36 a. m.]

[MPR 188, Order 4743]

MILSTEAD RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.153 of Maximum Price Regulation 188, it is ordered:

(a) *Applicability.* This order applies to all sales by the manufacturer and retailers of rubber strip mats, size 14" x 24", that are manufactured by Milstead Rubber Company, 2802 Washington Avenue, Houston, Texas, and described in this company's application of August 3, 1945.

(b) *Maximum prices.* The maximum net prices for sales of the commodity described in paragraph (a) of this order, shall be:

To retailers-----	Each \$1.15
At retail-----	1.72

(c) *Notification of maximum prices.* With or prior to the first delivery of the commodity described in paragraph (a) to any retailer, the seller shall give such retailer a written notice of the maximum retail price applicable thereto, as established by paragraph (b) of this order.

(d) All provisions of Maximum Price Regulation 188 not inconsistent with this order shall apply to the manufacturer's sales of the commodity priced by this order. All provisions of the General Maximum Price Regulation not inconsistent with this order shall apply to sales by retailers of the commodity, priced by this order.

(e) This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21923; Filed, Dec. 6, 1945;
11:36 a. m.]

[MPR 183, Order 4744]

CHANNEL PAINT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.153 of Maximum Price Regulation 188; it is ordered:

(a) *Applicability.* This order applies to all sales at all levels of Neoflex household mats that are manufactured by Channel Paint Company, 693 Raymond Avenue, St. Paul, Minnesota, and described in this company's application of July 12, 1945.

(b) *Maximum prices.* The maximum net prices for sales of the commodity described in paragraph (a) of this order, shall be:

	To jobber who stocks	To dropship jobber	To chain and department stores	To retailer	At retail
Oven top mat, 15" x 17" ---	Each \$0.49	Each \$0.57	Each \$0.67	Each \$0.67	Each \$1.10
Printed mat, 13" x 20" ---	.70	.83	.97	.97	1.60
Strip mat, 11" x 12" ---	.23	.40	.49	.47	.70
Bath mat, 16" x 23" ---	.83	1.00	1.00	1.17	1.75

Terms. For sales by a manufacturer or a jobber, the above prices are subject to the same cash discounts that the manufacturer or jobber had in effect to each class of purchaser during March 1942.

(c) *Notification of maximum prices.* With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable thereto, as established by paragraph (b) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales, as established by paragraph (b) of this order, and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (b) of this order.

(d) All provisions of Maximum Price Regulation 188 not inconsistent with this order shall apply to the manufacturer's sales of the commodities priced by this order. All provisions of the General Maximum Price Regulation not inconsistent with this order shall apply to sales by wholesalers and retailers of the commodities priced by this order.

(e) This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21930; Filed, Dec. 6, 1945;
11:37 a. m.]

[MPR 188, Order 4745]

NORTHWEST FACTORY WAREHOUSE
MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation 188, it is ordered:

(a) *Applicability.* This order applies to all sales at all levels of scrap tire mats that are manufactured by Northwest Factory Warehouse Mfg. Company, 1520 Eleventh Avenue, Seattle, Washington, and described in this company's application of October 5, 1945.

(b) *Maximum prices.* The maximum net prices for sales of the commodity described in paragraph (a) of this order, shall be:

Per square foot

To jobber who stocks.....	\$0.42
Dropship jobber.....	.45
Retailer.....	.62
Industrial consumer.....	.70
Consumer.....	.80

Terms. For sales by the manufacturer, the above prices are subject to cash discount 2 percent 10th prox. For sales by a wholesaler, the above prices are subject to the same cash discounts that he had in effect to each class of purchasers during March 1942.

(c) *Notification of maximum prices.* With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable thereto, as established by paragraph (b) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales, as established by paragraph (b) of this order, and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (b) of this order.

(d) All provisions of Maximum Price Regulation 188 not inconsistent with this order shall apply to the manufacturer's sales of the commodities priced by this order. All provisions of the General Maximum Price Regulation not inconsistent with this order shall apply to sales by wholesalers and retailers of the commodities priced by this order.

(e) This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21831; Filed, Dec. 6, 1945;
11:37 a. m.]

[MPR 188, Order 4746]

COLIN & CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Colin & Company, 4161 Beck Avenue, North Hollywood, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
14" spruce juvenile lamp with kitten decal and paper parchment shade.....	301	Each \$1.95	Each \$2.30	Each \$4.15
49" spruce juvenile floor lamp with decal trim and paper parchment shade.....	304	4.80	5.65	10.20

These maximum prices are for the articles described in the manufacturer's application dated October 1, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and

conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of December 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21932; Filed, Dec. 6, 1945;
11:37 a. m.]

[MPR 188, Order 4747]

LIGHTMORE APPLIANCE CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Lightmore Appliance Corporation, 738 Broadway, New York 3, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Plated metal fluorescent desk lamp.....	118	Each \$5.91	Each \$8.95	Each \$12.00

These maximum prices are for the articles described in the manufacturer's application dated August 27, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of December 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Dec. 45-21933; Filed, Dec. 6, 1945;
11:38 a. m.]

[MPR 183, Order 4748]

BOYD, STRUBLER & Co.,

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Boyd, Strubler & Company, 115 East 18th Street, New York 3, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
15" plated or painted table lamp made from 40-mm steel shell (no shade)-----	1	Each \$2.55	Each \$3.00	Each \$5.40
25" plated or painted table lamp made from 40-mm steel shell (no shade)-----	2	2.70	3.25	5.85
27" plated or painted table lamp made from 40-mm steel shell (no shade)-----	3	3.19	3.75	6.75

These maximum prices are for the articles described in the manufacturer's application dated August 11, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to

those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of December 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Dec. 45-21934; Filed, Dec. 6, 1945;
11:38 a. m.]

[MPR 188, Order 4749]

CONTROLA MANUFACTURING Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Controla Manufacturing Company, 1219 West Van Buren Street, Chicago 7, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Maximum prices for sales by any seller to—			
	Model No.	Wholesalers (jobbers)	Chain, department stores, and mail order	Other retailers
Rubber disk stopper-----	70	Doz. \$0.72	Doz. \$0.84	Doz. \$0.12

These maximum prices are for the articles described in the manufacturer's application dated November 10, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$0.12 each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 7th day of December 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Dec. 45-21935; Filed, Dec. 6, 1945;
11:39 a. m.]

[MPR 183, Order 4750]

ATLAS ELECTRIC PRODUCTS Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Atlas Electric Products Company, 201 Boerum Street, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Electric hot-plate round black porcelain finish, cord and plug-----	660-watt--	Each \$1.84	Each \$2.18	Each \$2.35	Each \$3.50

These maximum prices are for the articles described in the manufacturer's application dated October 15, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days. These prices include the Federal excise tax.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail prices properly filled in:

Order No. 4750
Model No. -----
OPA Retail Ceiling Price \$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

or

Atlas Electric Products Co.
201 Boerum Street
Brooklyn, N. Y.
Model No. -----
OPA Retail Ceiling Price \$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser

in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 7th of December, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21936; Filed, Dec. 6, 1945; 11:39 a. m.]

[MPR 188, Order 4751]

NATIONAL LIGHTING PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by National Lighting Products Company, 199 20th Street, Brooklyn 32, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Torchero with glass reflector.	T-702 T-711 TM-701 B-712	\$9.99 11.80 7.61	\$11.75 14.00 8.95	\$21.15 25.20 16.10
Student bridge lamp.	PL-100	1.27	1.49	2.65
Pin-up lamp without shade-----	PL-101	1.49	1.75	3.15
Pin-up lamp with shade-----	B-700	1.02	1.20	2.15
Incandescent bed lamp.				

These maximum prices are for the articles described in the manufacturer's application dated August 28, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price--\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of December 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21937; Filed, Dec. 6, 1945; 11:39 a. m.]

[MPR 260, Order 2002]

GRAND CENTRAL CIGAR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Grand Central Cigar Company, 2233 W. Parkside Avenue, Chicago 39, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Grand Central...	Coronas.....	20	Per 100 \$76.00	10
	Perfectos.....	20	93.75	2 for 20
	Presidents.....	20	141.00	3 for 65

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall

not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21938; Filed, Dec. 6, 1945;
11:39 a. m.]

[MPR 260, Order 2003]

WILLIAM FARNET

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) William Farnet, 1761 N. Marshall Street, Philadelphia 22, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Blunts.....	Farnet Blunts.	50	Per M \$55	Cents 7
Coronas.....	Farnet Coronas.	50	72	9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21939; Filed, Dec. 6, 1945;
11:40 a. m.]

[MPR 260, Order 2004]

MORALES CIGAR Co.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Morales Cigar Company, 2806 Mitchell Street, Tampa, Fla. (hereinafter

called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Marlboro Marabos	Glory.....	50	Per M \$215	Cents 23
	Alhambra.....	50	141	3 for 55
	Marabos.....	50	75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
— Administrator.

[F. R. Doc. 45-21940; Filed, Dec. 6, 1945;
11:40 a. m.]

[MPR 260, Order 2005]

CHRIST KREYE

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Christ Kreye, 1717 North Mason Avenue, Chicago 39, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
James Lane.....	Straights.....	50	Per M \$64	Cents 8
	Victoria.....	50	75	10
	Kings.....	50	115	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which

maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
— Administrator.

[F. R. Doc. 45-21941; Filed, Dec. 6, 1945;
11:40 a. m.]

[MPR 260, Order 2006]

GRAY CIGAR FACTORY

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Gray Cigar Factory, 6819 St. Lawrence Avenue, Chicago 37, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
I. B. Gray.....	Smokers.....	50	Per M \$64	Cents 8
	Straight.....	50	90	12
	Brevas.....	50	105	14

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of

cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
— Administrator.

[F. R. Doc. 45-21942; Filed, Dec. 6, 1945;
11:41 a. m.]

[MPR 260, Order 2007]

CARDIFF CIGAR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Cardiff Cigar Company, Cardiff, Md. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
L. Nacs.....	Club Perfecto..	50	Per M \$75	Cents 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic

cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21943; Filed, Dec. 6, 1945;
11:41 a. m.]

[MPR 260, Order 2008]

A. SENSENBRENNER SONS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) August Sensenbrenner & Louis Sensenbrenner, d/b/a A. Sensenbrenner Sons, 1220 Maple Avenue, Los Angeles 15, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any

person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

SCHEDULE A

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Rio Grande	Royals	Per M	125.00	18
Wishbone Country Club	Circle	Per M	125.00	18
	Niblick	Per M	125.00	18
	Jigger	Per M	125.00	18
Santa Fe	Fairmont	Per M	125.00	18
Jonathan Club	Plaza	Per M	125.00	18
Bullock's	do	Per M	125.00	18
Cabrillo	do	Per M	125.00	18
Bohemian Club	do	Per M	125.00	18
Rio Grande	do	Per M	125.00	18
Southern Pacific	do	Per M	125.00	18
Los Angeles Country Club	do	Per M	125.00	18
Beach Club	do	Per M	125.00	18
Pasadena Athletic Club	do	Per M	125.00	18
Union Pacific	do	Per M	125.00	18

(b) The manufacturer and wholesalers shall grant with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21944; Filed, Dec. 6, 1945;
11:41 a. m.]

[MPR 260, Order 2009]

PEDRO S. CORDERO

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Pedro S. Cordero, #440 Bda, Baldorioty Street, Ponce, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Cortado	4 1/2"	Per M	50	2 for 3

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials custom-

arily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21945; Filed, Dec. 6, 1945;
11:41 a. m.]

[MPR 260, Order 2010]

CARLOS BACALO

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Carlos Bacalo, 947 N. Miami Avenue, Miami, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La-Flor-O. Bacalo	Londres.....	50	Per M \$60.00	2 for 15
	Smokers.....	50	75.00	10
	Panetelas.....	50	75.00	10
	Campanas.....	50	115.00	15
	Coronas-Chica.	50	82.50	11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942

on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21946; Filed, Dec. 6, 1945;
11:42 a. m.]

[MPR 591, Order 156]

FEDERAL STORE EQUIPMENT, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered*:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following air-conditioned candy case manufactured by Federal Store Equipment, Inc., of Milwaukee, Wis., and as described in the application dated October 5, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Air-conditioned candy case 18 cu. ft. 14-hp. condensing unit.....	\$270	\$276	\$323

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except retailers, including allowable transportation and crating charges.

(f) The Federal Store Equipment, Inc., of Milwaukee, Wisconsin, shall stencil on the lid or cover of the air-conditioned candy case covered by this order, substantially the following:

OPA Maximum Retail Price—\$325

Plus freight and crating as provided in Order No. 156 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21947; Filed, Dec. 6, 1945;
11:42 a. m.]

[Order 91 Under 3 (e)]

M. A. STERNER CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.3 (c) of the General Maximum Price Regulation: *It is ordered*:

(1) That the M. A. Sterner Company of Long Island, New York, and resellers may sell the Sterner Water Resistant

Blanket and the Sterner Fire-Water Resistant Blanket at the following maximum prices:

(a) *Sterner's Water Resistant Blanket.*

<i>To wholesalers</i>	
Manufacturer (f. o. b. mill)-----	¹ \$5.60
<i>To retailers</i>	
	² \$7.20
	³ \$6.60
Wholesaler -----	¹ \$7.20
<i>To consumers</i>	
Retailer -----	⁴ \$1.00

(b) *Sterner's Fire-Water Resistant Blanket.*

<i>To retailers</i>	
Manufacturer (f. o. b. mill)-----	¹ \$12.00
<i>To consumers</i>	
Retailer -----	⁴ \$1.75

¹ Per dozen.

² Per dozen, packed 3 dozen.

³ Per dozen in lots of one gross or more.

⁴ Each.

(2) All prices shall be subject to the same customary discounts, allowances and trade practices for each seller that were in effect during March 1942 for related items.

(3) No extra charge shall be made for containers or for any change in the type of container.

(4) After the effective date of this order the M. A. Sterner Company and every subsequent seller at wholesale shall with each first shipment of any of these items furnish their respective customers with a copy of the appropriate table of prices set forth in paragraph (1) above.

(5) This order may be revoked or amended at any time by the Price Administrator.

This order shall become effective December 7, 1945.

Issued this 6th day of December, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21921; Filed, Dec. 6, 1945;
11:35 a. m.]

[MPR 591, Order 158]

COMBUSTION ENGINEERING CO., INC.
AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *it is ordered:*

(a) The maximum prices, excluding federal excise tax, for sales by any person to consumers of the following electric water heaters manufactured by the Hedges-Walsh-Weidner Division of the Combustion Engineering Company of Chattanooga, Tennessee, and described in its application dated July 21, 1945, shall be:

R-301, 30-gallon Automatic electric storage water heater, insulated, round cabinet, single heating element-----	\$74.00
R-302, 30-gallon Automatic electric storage water heater, insulated, round cabinet, double heating element-----	85.00
R-401, 40-gallon Automatic electric storage water heater, insulated, round cabinet, single heating element-----	85.50

No. 240—5

R-402, 40-gallon Automatic electric storage water heater, insulated, round cabinet, double heating element-----	\$39.00
R-521, 52-gallon Automatic electric storage water heater, insulated, round cabinet, single heating element-----	101.00
R-522, 52-gallon Automatic electric storage water heater, insulated, round cabinet, double heating element-----	103.00

(b) Maximum net prices, excluding federal excise tax, f. o. b. point of shipment, for sales by any person to dealers in quantities of less than 5, shall be the maximum prices specified in (a) above less a discount of 33 $\frac{1}{3}$ percent.

(c) Maximum net prices, excluding federal excise tax, f. o. b. point of shipment, for sales by any person to dealers in quantities of 5 or more, shall be the maximum prices specified in (a) above less a discount of 40 percent.

(d) Maximum net prices, excluding federal excise tax, f. o. b. point of shipment for sales by any person to jobbers shall be the maximum prices specified in (a) above less a discount of 50 percent.

(e) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) The maximum prices on an installed basis of the commodities covered by this Order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(h) The Hedges-Walsh-Weidner Division of the Combustion Engineering Company, Inc. shall stencil on each of the electric water heaters covered by this order the following:

OPA maximum retail price, not installed, including actual Federal excise tax paid at source—\$-----

(i) Order No. 31 under section 9 of Maximum Price Regulation No. 591 is hereby revoked.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 7, 1945.

Issued this 6th day of December 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-21949; Filed, Dec. 6, 1945;
11:42 a. m.]

Regional and District Office Orders.

[Region VI Order G-77 Under SR. 15,
Amdt. 1]

FLUID MILK IN ONEIDA, VILAS AND FOREST COUNTIES, WIS.

Adjustment of fluid milk prices for the counties of Oneida, Vilas and Forest, except the cities of Rhinelander, Eagle River, Crandon, Ladona and Wabena, Wisconsin.

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-77 under § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation is amended in the following respects:

1. Paragraph (a) is amended by striking out the city of Crandon from the list of excepted cities and by adding the following sentence: "On and after April 1, 1946, Crandon, Wisconsin shall again be excepted from the provisions of this order."

2. Paragraph (c) is amended by striking out the city of Crandon from the lists of excepted cities and by adding the following sentence: "On and after April 1, 1946, Crandon, Wisconsin shall again be excepted from the provisions of this order."

This amendment to Order No. G-77 shall become effective December 6, 1945.

This amendment has been approved by the Secretary of Agriculture.

Issued this 6th day of December 1945.

R. E. WALTERS,
Regional Administrator.

Approved: December 4, 1945.

T. J. STITTS,
Director, Dairy Branch, Production & Marketing Administration, U. S. Dept. of Agriculture.

[F. R. Doc. 45-21939; Filed, Dec. 6, 1945;
4:13 p. m.]

[Region VIII Order G-1 Under SR. 15, Amdt. 12]

FLUID MILK IN OREGON AND WASHINGTON

For the reasons set forth in an opinion accompanying this amendment and under the authority vested in the Regional Administrator by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, as amended; *it is ordered*, That Order No. G-1 under said Supplementary Regulation be amended as follows:

In paragraph (a) the title commencing with the words "The counties of Lincoln, Coos . . ." is amended by adding the word "Grant", and in the title commencing with the words "The counties of Baker, Gilliam . . ." the word "Grant" is deleted.

This amendment shall become effective December 6, 1945.

Issued this 6th day of December 1945.

BEN C. DUNIWAY,
Regional Administrator.

Approved: December 4, 1945.

T. G. STITTS,
State Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 45-21958; Filed, Dec. 6, 1945; 4:13 p. m.]

[Region VIII Order G-31 Under 18 (c), Amdt. 6]

FLUID MILK IN IDAHO

For the reasons set forth in an opinion accompanying this order and under the authority of paragraph (a) (9) of Supplementary Regulation No. 15 and pursuant to special authority issued to the Regional Administrator by the Price Administrator, paragraph (a) of Order No. G-31 under § 1499.18 (c), as amended, of the General Maximum Price Regulation is amended in the following respects:

(a) The table heading reading "The towns of Priest River, St. Maries and Bonners Ferry" is amended by striking out the words Priest River.

(b) The table entitled "The town of Sandpoint, Idaho not less than 3.6% milk fat" is deleted in its entirety and the following is substituted therefor:

BONNER COUNTY IN THE STATE OF IDAHO

	Quantity	Wholesale	Retail
Raw milk.....	Quart.....	\$0.115	\$0.135
Pasteurized milk.....	do.....	.13	.15

This amendment shall become effective December 6, 1945.

Issued this 6th day of December 1945.

BEN C. DUNIWAY,
Regional Administrator.

Approved: December 4, 1945.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Admin., U. S. Dept. of Agriculture.

[F. R. Doc. 45-21959; Filed, Dec. 6, 1945; 4:13 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 43-156, 56-4, 32-94, 46-102]

NORTHERN STATES POWER CO. (DEL.) ET AL.
ORDER DENYING MOTION TO RECONSIDER FINDING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 30th day of November, A. D. 1945.

In the matter of Northern States Power Company (Delaware), File Nos. 43-156 and 56-4; and Northern States Power Company (Wisconsin), File No. 32-94; and Northern States Power Company (Minnesota), File No. 46-102.

On December 27, 1938, this Commission approved a series of transactions con-

stituting a plan of recapitalization of Northern States Power Company (Delaware), a holding company registered under the Public Utility Holding Company Act of 1935 and provided that the Class B common stock of said company be cancelled unless, by January 1, 1944, certain conditions relating to system income had been met (File No. 43-156, et al., 4 S.E.C. 320).

On April 26, 1945, this Commission approved a plan of liquidation of the said company, and, having found after due notice, hearing, and full consideration of the merits that the aforementioned condition had been satisfied, permitted the participation of the said stock in the liquidation (File No. 54-54, et al., — S.E.C. —; Holding Company Act Releases Nos. 5745, 6173).

Paul Christopherson, a holder of Class A stock of the said company, has filed a motion requesting that we find that the condition respecting the cancellation of the Class B common stock has not been fulfilled and that we order cancellation thereof. As grounds for said motion it is alleged that, since the finding permitting the participation of the Class B common stock was made in the proceeding respecting the liquidation and not under a caption in the prior proceeding relating to the recapitalization, the said finding was not made in the proper proceeding. It is alleged further that the said finding was not a finding as to earnings but a mere conclusion.

The Commission having considered the said motion, having had due regard for the facts that fulfillment of the condition respecting cancellation of the Class B common stock was a necessary issue in determining the fairness and equitableness of the liquidation plan, that the said issue was fully tried as an issue in said liquidation proceeding, the moving party herein having himself participated in said trial, the Commission having by order expressly amended the aforesaid condition to extend the period thereof until determination of the liquidation plan (Holding Company Act Release No. 4719), the issue of fulfillment of the condition having been the subject of specific evidence, argument and consideration in trying and determining the fairness and equitableness of the plan of liquidation, and the Commission having concluded therefore that the motion is without merit;

It is ordered: That the motion of Paul Christopherson be, and it is hereby, denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 45-21986; Filed, Dec. 7, 1945; 11:12 a. m.]

[File No. 52-22]

ASSOCIATED GAS AND ELECTRIC CORP., ET AL.
ORDER APPROVING POST-EFFECTIVE AMENDMENTS TO PLAN AND RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 5th day of December 1945.

In the matter of Stanley Clarke, trustee of Associated Gas and Electric Company, Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, File No. 52-22.

Stanley Clarke, Trustee of Associated Gas and Electric Company, a registered holding company, and Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, a registered holding company, having heretofore jointly filed an application pursuant to section 11 (f) of the Public Utility Holding Company Act of 1935 ("Act"), for approval of a plan, as amended, for the reorganization of said companies under said section of the act and Chapter X of the Bankruptcy Act; and

The Commission having, on April 14, 1944, entered its findings and opinion and order (Holding Company Act Release No. 4985) approving such plan, as amended, subject, among other things, to the reservation of jurisdiction with respect to the new debentures of the surviving company provided for in said plan; and

Post-effective amendments to said plan having now been filed wherein it is proposed that the plan be amended so as to (a) increase the authorized principal amount of new debentures from \$8,000,000 to \$8,400,000, (b) increase the estimated principal amount of such new debentures to be outstanding upon consummation of the plan from \$7,400,000 to \$8,000,000, (c) provide a form of trust indenture under which the new debentures are to be issued, and (d) indicate the conversion rate, pursuant to the formula set forth in the plan, as amended, whereby the new debentures are to be convertible into shares of the new common stock of the surviving company on the basis of 2.95 shares of such common stock per \$50 principal amount of new debentures; and

The Commission having considered such post-effective amendments to the plan and deeming it appropriate in the public interest and the interest of investors and consumers to approve and permit said amendments to become effective and to release the jurisdiction heretofore reserved with respect to the new debentures to be issued by the surviving company;

It is hereby ordered, That said post-effective amendments be, and hereby are, approved and permitted to become effective and that jurisdiction with respect to the new debentures of the surviving company be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 45-21991; Filed, Dec. 7, 1945; 11:13 a. m.]

[File No. 68-41]

NORTHERN STATES POWER CO. (DEL.)
ORDER DENYING REQUEST FOR REHEARING AND GRANTING LEAVE TO INSPECT AND BE FURNISHED A STOCKHOLDERS LIST

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 30th day of November, A. D. 1945.

In the matter of H. M. Foster, Chairman, V. E. Mikkelsen, Secretary-Treasurer of Preferred Stockholders' Committee, 6% and 7% Preferred Stock Northern States Power Company, a Delaware Corporation, File No. 68-41.

H. M. Foster, Chairman, and V. E. Mikkelsen, Secretary-Treasurer, of a Committee representing certain 6% and 7% preferred stockholders of Northern States Power Company (Delaware), a registered holding company, having filed a declaration and application regarding the solicitation of authorization for the further representation of 6% and 7% preferred stockholders of said company and requesting the Commission to issue an order requiring Northern States Power Company (Delaware) to furnish a list of preferred stockholders, or to make such a list available to said Committee for use in connection with its proposed solicitation;

A public hearing having been held with respect to said declaration and application after appropriate notice; oral argument having been heard with respect to the request for a list of preferred stockholders; Northern States Power Company (Delaware) and its subsidiary, Northern States Power Company (Minnesota), having participated in the proceedings herein;

The Commission, in its order of October 29, 1945, herein, having permitted said declaration of the Committee, in so far as it relates to the solicitation of authorizations, to become effective subject to certain conditions stated therein; Northern States Power Company (Delaware) and Northern States Power Company (Minnesota) having filed a petition for rehearing on the issues determined in said order; and

The Commission having this day issued its findings and opinion herein, on the basis thereof;

It is ordered, That the said petition for rehearing be, and it is hereby, denied; and

It is further ordered, That Northern States Power Company (Delaware) permit the said Committee or its representatives to inspect the most up-to-date list of preferred stockholders of said company in the possession of said company or subject to its control and, at the request of said Committee, upon the payment or tender of the expenses of so doing to furnish to the said Committee a copy of the said stockholders' list.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-21989; Filed, Dec. 7, 1945;
11:13 a. m.]

[File No. 70-1033]

NEW ENGLAND GAS AND ELECTRIC ASSN. AND
NEW HAMPSHIRE GAS AND ELECTRIC CO.

ORDER PERMITTING AMENDMENT TO BECOME
EFFECTIVE

At a regular session of the Securities
and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 5th day of December, 1945.

New England Gas and Electric Association, a registered holding company, and its subsidiary, New Hampshire Gas and Electric Company, having filed an application-declaration concerning a donation to New Hampshire Gas and Electric Company by New England Gas and Electric Association of all of its holdings of capital stock and income notes of The Derry Electric Company and The Lamprey River Improvement Company; and such donation having thereafter been made pursuant to this Commission's order, dated June 13, 1945, granting the application and permitting the declaration to become effective; and

Said parties having filed an amendment to the application-declaration, said amendment relating to the proposed merger of The Derry Electric Company and The Lamprey River Improvement Company into New Hampshire Gas and Electric Company through the transfer by The Derry Electric Company and The Lamprey River Improvement Company of their physical properties to New Hampshire Gas and Electric Company in consideration for the transfer by New Hampshire Gas and Electric Company to such companies of their capital stock and debt (in which there is no public interest) for cancellation;

Said amendment having been filed on October 23, 1945, and notice of said filing having been given by the Commission on November 9, 1945, such notice stating that any interested person may, not later than November 21, 1945, request the Commission in writing that a hearing be held on such matters, and stating that at any time thereafter such amendment to said application-declaration may be permitted to become effective; and the Commission not having received a request for a hearing with respect to said amendment within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission observing no basis for adverse findings under section 12 or any other applicable section of the act or rules promulgated thereunder:

It is hereby ordered, Pursuant to the applicable provisions of said act and the general rules and regulations promulgated thereunder, that such amendment to the said application-declaration be, and, hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-21992; Filed, Dec. 7, 1945;
11:13 a. m.]

[File No. 70-1189]

PENNSYLVANIA GAS & ELECTRIC CORP. AND
NORTH SHORE GAS CO.

NOTICE OF FILING

At a regular session of the Securities
and Exchange Commission held at its

office in the City of Philadelphia, Pa., on the 6th day of December, A. D. 1945.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Pennsylvania Gas & Electric Corporation, a registered holding company, and its subsidiary North Shore Gas Company.

Notice is further given that any interested person may, not later than December 18, 1945, at 5:30 P. M., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided for in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration, which is on file in the office of said Commission, for a statement of the transactions therein proposed, which are summarized as follows:

North Shore Gas Company proposes to sell to Lowell Gas Light Company, a non-affiliated gas utility company, all of its physical properties, real and personal, consisting principally of gas distribution facilities located in the "North Shore" district of Massachusetts including Ipswich, Hamilton, Manchester, Topsfield, Wenham, Essex, Georgetown and Rowley, together with all easements, accounts receivable, materials and supplies, franchises and contract for the purchase of gas, for a base consideration of \$150,000 in cash subject to closing adjustments set forth in the agreement. The declaration states that the proposed sale and acquisition are subject to the approval of the Department of Public Utilities of Massachusetts. Upon consummation of this sale the North Shore Gas Company proposes to transfer the proceeds to Pennsylvania Gas & Electric Corporation, its sole stockholder, in satisfaction of its debt and in distribution of the balance as a liquidating dividend.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-21993; Filed, Dec. 7, 1945;
11:13 a. m.]

[File No. 70-1190]

TEXAS UTILITIES CO. AND AMERICAN POWER
& LIGHT CO.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities
and Exchange Commission, held at its
office in the City of Philadelphia, Penn-
sylvania, on the 5th day of December,
A. D., 1945.

Notice is hereby given that Texas Utilities Company ("Texas"), a registered holding company subsidiary of American Power & Light Company, a subsidiary of Electric Bond and Share Company ("Bond and Share"), both registered holding companies, has filed an application and declaration pursuant to the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder. Applicant designates sections 6, 7, 9 (a), 10, 11, and 12 (f) of the act and Rule U-23 promulgated thereunder as applicable to the proposed transactions.

All interested persons are referred to the application or declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed which may be summarized as follows:

The application states that Texas is informed that Electric Power & Light Corporation ("Electric"), a registered holding company subsidiary of Bond and Share, proposes to file with this Commission an appropriate declaration seeking authority for the sale at competitive bidding, pursuant to the provisions of Rule U-50, of the common stock of Dallas Railway & Terminal Company ("Dallas Railway"), all of which is owned by Electric. Texas proposes that it be authorized to bid for the common stock of Dallas Railway when such common stock is offered at competitive bidding by Electric.

Texas proposes to borrow from a bank or banks, either in Texas or New York, by the issuance of a note or notes having a maturity or maturities of 9 months or less, the funds required to enable it to bid for the stock of Dallas Railway and if it is a successful bidder to consummate the purchase of such stock. The application states that permanent financing of the proposed acquisition is expected to be effected through the issuance and sale of stock by Texas at a later date.

It is ordered, That a hearing on said matters under the applicable provisions of said act and rules of the Commission thereunder be held on December 17, 1945 at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

It is further ordered, That any persons desiring to be heard or otherwise wishing to participate in the proceedings, shall file with the Secretary of the Commission on or before December 15, 1945 his application therefor as provided by Rule XVII

of the rules of practice of the Commission.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise such powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to Texas Utilities Company, American Power & Light Company, and the Mayor of the City of Dallas, Texas, by registered mail and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

It is further ordered, That without limiting the scope of the issues presented by said application or declaration particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed acquisition by Texas of the common stock of Dallas Railway meets the requirements of the applicable provisions of the act, particularly section 10 thereof.

(2) Whether, within the meaning of section 10 (b) (3) of the act, the acquisition by Texas of the common stock of Dallas Railway will be detrimental to the public interest or the interest of investors or consumers or the proper functioning of the holding company system controlled by Texas and American.

(3) Whether, within the meaning of section 10 (c) (1) of the act, the proposed acquisition by Texas of the common stock of Dallas Railway will be detrimental to the carrying out of the provisions of Section 11 and whether such acquisition will be detrimental to the carrying out of the order of the Commission, dated August 22, 1942, requiring the dissolution of American.

(4) Whether the fees, commissions, or other remunerations to be paid in connection with the proposed transactions are reasonable.

(5) Whether it is necessary or appropriate to impose terms or conditions with respect to the proposed transactions in the public interest or for the protection of investors or consumers, and, if so, what terms and conditions should be imposed.

(6) Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-21987; Filed, Dec. 7, 1945;
11:12 a. m.]

[File No. 70-1207]

QUEENS BOROUGH GAS AND ELECTRIC CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of December 1945.

Notice is hereby given that an application or declaration (or both) has been filed with this Commission by Queens Borough Gas and Electric Company ("Queens"), a subsidiary of Long Island Lighting Company, a registered holding company, pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) and Rule U-42 promulgated thereunder. All interested persons are referred to said application or declaration (or both) which is on file in the offices of the Commission for a statement of the transaction therein proposed which may be summarized as follows:

In addition to other long term debt, Queens has outstanding \$1,600,000 principal amount of non-callable 5% General Mortgage Bonds due July 1, 1952. It proposes to purchase from the New York Life Insurance Company and the Metropolitan Life Insurance Company \$101,000 principal amount, and \$700,000 principal amount, respectively, of such bonds at a cash price of 122.5641% of principal amount, plus accrued interest to the date of purchase.

Notice is further given that any interested person may, not later than December 20, 1945, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time thereafter such declaration or application, as filed or as amended, may become effective or may be granted.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-21990; Filed, Dec. 7, 1945;
11:13 a. m.]